

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

**BEN E. KEITH, CO. d/b/a/
BEN E. KEITH FOODS,**

Plaintiff/Counterclaim Defendant

v.

**DINING ALLIANCE, LLC,
BUYERS EDGE PLATFORM, LLC, and
CONSOLIDATED CONCEPTS, LLC,**

*Defendants/Counterclaim Plaintiff/
Counterclaim Defendant*

v.

FOODBUY, LLC,

*Counterclaim Plaintiff/
Counterclaim Defendant*

Civil Action No. 4:20-cv-00133-A

PARTIES' AMENDED JOINT EXHIBIT LIST

Pursuant to the Court's December 30, 2021 Order (Doc. 216), Dining Alliance, LLC ("DA") and Foodbuy, LLC ("Foodbuy") jointly file the following Amended Joint Exhibit List. In addition to attempting to correct the deficiencies of the Original Joint Exhibit list, the Amended Joint Exhibit List makes corrections reflecting the Court's order that all of Ben E. Keith's, Buyers Edge Platform, LLC's, and Consolidated Concepts, LLC's claims against one another have been dismissed, and therefore those parties are no longer parties to this case.

Exhibits 1 through 23 are being offered by all parties; Exhibits 24 through 627 are being offered by DA; and Exhibits 628 through 813 are being offered by Foodbuy:

Exhibit Number	Description	Objection
1	DA-FB Separation Agreement Unredacted	
2	ALL Dining Alliance Customers' LOPs	
3	ALL UAG LOPs	
4	All UAG LOTs	
5	Settlement Agreement (DA and BEK), [BEK029701-29709]	
6	First Amendment to Settlement Agreement (DA and BEK), [BEK029696- 29697]	
7	Second Amendment to Settlement Agreement (DA and BEK), [BEK029698- 29700]	
8	11/14/2018 @6:24pm Email from N. Ensor to help center re: LOTs for GPO Account Change 11.12.2018 , [DA004512-4522]	
9	BEK Forged LOT Data with Links to Proof 03.13.2020 Updated DC 10.22.2020.xlsx, [DA004525]	
10	09/10/2018 @6:26pm Email from J. Corrigan to J. Davie re: BEK and Dining Alliance , [DA004774-4776]	
11	10/31/2018 @10:37am Email from J. Corrigan to Alexander Stokas in response to Nate Ensor's notice email, [DA004881-4883]	
12	12/10/2018 @10:37pm Email from J. Corrigan to A. Stoakas re: FW: LOTs for DA Account GPO Change 12.10.2018 , [DA005265-5267 / Corrigan Ex. 105]	

13	12/17/2018 @7:31pm Email string b/w help center and M. Lawson re: LOTs for DA Account GPO Change 12/14/18, [DA005272-5273]	
14	02/07/2019 @2:10pm Email from N. Ensor to Help Center re: LOTs 2/7/2019, [DA005391]	
15	09/12/2018 UAG LOP for Off the Hook Restaurant , [FB_00000086 -89]	
16	06/06/2019 @6:24pm Email from A. Bui to K. Allter re: LOTs sent in from DA , [FB_00000139 -140 / Corrigan Ex. 200]	
17	01/03/2019 @6:10pm Email from N. Ensor to F. Grobety re: Urgent - UAG LOTs- one reason for using FTP site, [FB_00005009-5013]	
18	BEK Weekly Account Tracker - Recap - 2021 09-Sep.xlsx, [BEK027316]	
19	RE: [Ext] RE: LOTs for DA account GPO change 12/20/18, [DA005319-005322]	
20	Email Chain Following 11/12/2018 @ 10:04am FTP Notice from Nate Ensor to Jake Sirkin, [FB_00004775-4785]	
21	Declaration of Alexander Stokas in Foodbuy's Motion for Summary Judgment	
22	Purchase Agreement between DA and BEK, [BEK033942]	
23	08/28/2018 Letter Re: Termination of Purchase Agreement, [BEK033974]	

24	01/02/2020 @ 2:37pm Email from B. Wozniak to K. Mitchell re: Saucy Chicken - Ben E Keith Data Request [BEK002592]	Foodbuy Objection: Relevance—No authority
25	01/02/2020 @ 3:11pm Email from K. Mitchell to B. Wozniak re: Saucy Chicken - Ben E Keith Data Request [BEK008497]	Foodbuy Objection: Relevance
26	12/17/2019 @ 10:43am Email from S. Patel to J. Doren re: Data File Requirements for Analysis [BEK013721]	Foodbuy Objection: Hearsay
27	05/05/2020 @ 4:11pm Email from S. Thornburg to J. Davie re: November Data Files [BEK014079]	
28	05/21/2019 @ 8:32am email from M. Lawson to S. Thornburg re: Check Inquiry [BEK014147]	
29	01/24/2020 @ 4:55pm Email from S. Thornburg to J. Davie re: no subject, screen shot of file directory [BEK014198 / Thornburg Ex. 40]	
30	11/11/2019 @ 12:01pm Email from S. Thornburg to J. Davie re: DA BEK Capture Attached [BEK014265 / Thornburg Ex. 36]	
31	04/11/2019 @ 6:35pm Email from J. Davie to S. Thornburg and L. Neal re: Settlement [BEK017502 / Tedisky Ex. 183]	
32	12/16/2019 @ 9:21am Email from L. Esquer to M. Mosley re: New Invoice Data Request: Whole Hog Cafe' - Ben E Keith [BEK017526]	
33	11/19/2019 Letter of Authorization signed by C. Maynes re: Whole Hog Café [BEK017527]	
34	11/07/2019 @ 2:50pm Email from J. Davie to S. Thornburg re: DA BEK Capture Attached [BEK018712]	
35	04/08/2019 @ 1:46pm Email M. Mosley to M. Horton and S. McWilliams re: LOT's [BEK019100]	
36	04/09/2019 @ 5:52pm Email from M. Mosley to T. Ashbrook re: Emailing: Gateway Zippy Js UAG Rebates [BEK019130 / Thornburg Ex. 30]	
37	04/10/2019 @ 9:51am Email from M. Stephenson to K. Duncan re: Termination Letter Dining Alliance [BEK019137]	

38	04/10/2019 @ 10:35am Email from M. Ferrell to M. Mosley and Albrecht re: Termination Letter Dining Alliance [BEK019142]	
39	04/16/2019 @ 3:43pm Email from D. Via to M. Mosley re: Missing LOT update 2.25.19 rio Arriba [BEK019686]	
40	04/18/2019 @ 9:16am Email from M. Mosley to M. Milcoff re: Missing LOTs [BEK019710]	
41	04/19/2019 @ 11:49am Email from A. Pawlik to M. Mosely re: UAG Customer List.xlsx [BEK019725]	
42	04/22/2019 @ 4:28pm Email from S. Reilly to S. Thornburg re: May 2019 UAG Pricing Information - SECOND RELEASE [BEK019734 / Thornburg Ex. 29]	
43	04/22/2019 @ 11:18pm Email from M. Wall to M. Mosley re: Call me when you get some time [BEK019741]	
44	04/23/2019 @ 1:35pm Email from R. Gammill to M. Mosley re: Call me with any questions [BEK019745]	
45	04/24/2019 @ 8:24am Email from M. Mosley to D. Goode re: UGA [BEK019754]	
46	04/25/2019 @ 9:39am Email from S. Gill to M. Mosley re: Root Cellar FW: LOT Needed - Gill District [BEK019776]	
47	04/25/2019 @ 12:52pm Email from R. Pell to M. Mosley re: new doc 2019-04-25 12.50.43 [BEK019785]	
48	05/03/2019 @ 9:04am Email from C. Haynes to R. Gammill and M. Mosley re: food show [BEK019837]	
49	05/17/2019 @ 10:29am Email from J. Barnard to S. Thornburg re: ONE TOWERS 310819 [BEK020126]	
50	05/21/2019 @ 9:51am Email from M. Sweet to S. Thornburg re: CONFIDENTIAL - DINING ALLIANCE STATUS UPDATE [BEK020172]	
51	05/21/2019 @ 1:23pm Email from M. Ferrell to R. Sallee and M. Mosley re: Dining Alliance [BEK020213]	
52	05/23/2019 @ 12:27pm Email from S. Thornburg to J. Barnard re: UAG for Global connections to Emp [BEK020262]	

53	05/28/2019 @ 11:04am Email from M. Mosley to M. Iacomini and S. Thompson re: GPO Termination Notice [BEK020266]	
54	05/31/2019 @ 7:59am Email from M. Mosley to G. Zarate re: Matt's El Rancho and Dining Alliance [BEK020291]	
55	06/04/2019 @ 11:06am Email from M. Mosley to B. Perkey re: May 2019 Customer List to remove from DA Data send - REVISED [BEK020367]	
56	06/04/2019 re: May 2019 - Customer List to remove from DA Data send - Revised 6-4-2019 [BEK020368]	
57	06/19/2019 @ 8:56am Email from R. Gammill to M. Mosley re: FW UAG Pre-approval process [BEK020494]	
58	06/19/2019 UAG BEK Internal Pre Qual Form [BEK020495]	
59	06/19/2019 @ 10:07am Email from M. Mosley to R. Gammill re: DSM Meeting [BEK020504]	
60	06/20/2019 @ 12:14pm Email from M. Mosley to M. Milcoff re: LOT form [BEK020524]	
61	07/16/2019 @ 10:51am Email from J. Cisneros to M. Mosley and D. Edwards re: DINING ALLIANCE- Junior Cisneros [BEK020656]	
62	07/16/2019 @ 11:49am Email from M. Mosley to S. Reilly re: UAG et al [BEK020782]	
63	07/16/2019 @ 12:03pm Email from J. Olree to M. Mosley re: FW Rebates [BEK020783]	
64	07/16/2019 BEK REBATE COMPS [BEK020784]	
65	07/17/2019 @ 5:44am Email from M. Mosley to J. Olree re: Rebates [BEK020812]	
66	07/26/2019 @ 2:07pm Email from K. Keller to M. Mosley re: Fire bowl - UAG [BEK020957]	
67	07/26/2019 @ 4:12pm Email from M. Mosley to P. Fritz re: FW FSA - UAG LOP Reconciliation [BEK020964]	
68	07/26/2019 FSA - UAG LOP Reconciliation 7-25-2019 [BEK020965]	
69	07/30/2019 @ 4:15pm Email from M. Mosley to G. Coulter re: GPO rebate follow-up [BEK020994]	

70	08/01/2019 @ 8:38am Email from M. Mosley to R. Sallee re: Kim's Locations - please confirm [BEK020996]	
71	08/02/2019 @ 7:01am Email from T. Smith to D. Werner re: interesting [BEK021007]	
72	08/09/2019 @ 1:35pm Email from S. Thornburg to M. Milcoff and B. Stewart re: FW BEK Weekly Account Tracker 08.05.19 - Audit Results [BEK021104 / Thornburg Ex. 31 / Thornburg Ex. 31-1 / Mosley Ex. 15]	
73	08/08/2019 BEK Weekly Account Tracker – Audit [BEK021106]	
74	08/08/2019 UAG account submission tracker [BEK021107]	
75	08/20/2019 9:01am @ Email from M. Mosley to K. Studebaker re: UAG - SES [BEK021193]	
76	08/28/2019 @ 5:34pm Email from K. Purnell to M. Mosley re: We have received your response for Unity Advantage Group LOP [BEK021243]	
77	08/29/2019 @ 5:52pm Email from M. Powers to D. Werner re: FW UAG Check [BEK021272]	
78	09/13/2019 @ 9:50am Email from M. Mosley to S. Thornburg re: Dining Alliance Files for July to be sent to FTP Site [BEK021411]	
79	09/17/2019 @ 6:19pm Email from M. Haynes to M. Mosley re: Tradition's Buyer's Edge Dining Alliance [BEK021499]	
80	09/18/2019 @ 10:52am Email from M. Mosley to C. Rainwater re: Dining Alliance [BEK021539]	
81	09/18/2019 @ 4:17pm Email from S. Davison to M. Mosley re: FW Salt - UAG dinning alliance [BEK021561]	
82	09/18/2019 @ 6:03pm Email from K. Scudday to M. Mosley re: The Shack [BEK021570]	
83	09/23/2019 @ 2:52pm Email from A. Malaguti to M. Mosley re: Evangeline Cafe - Invoice Data Request [BEK021627]	
84	09/24/2019 @ 11:05am Email from M. Powers to K. Purnell re: Scanned image from MX-B402SC [BEK021636]	

85	09/27/2019 @ 7:46am Email from M. Mosley to K. Miller re: shared Copy of Copy of DA - Pending Unrostered list 9-4-2019 KM v1 - MM added with you. [BEK021645]	
86	09/27/2019 @ 8:06am Email from K. Miller to M. Mosley re: UAP Dining Alliance Project [BEK021647]	
87	09/27/2019 Copy of DA - Pending Unrostered list 9-4-2019 KM v2 [BEK021649]	
88	10/01/2019 @ 8:38am Email from M. Mosley to M. Needham, S. Thornburg and D. Bentancourt re: UAG challenges with Lamb Weston via Foodbuy [BEK021688]	
89	10/04/2019 @ 2:30pm Email from G. Knollmeyer to M. Mosley re: [BEK021707]	
90	10/10/2019 @ 5:40pm Email from M. Mosley to G. Knollmeyer re: [BEK021739]	
91	10/11/2019 @ 1:58pm Email from M. Powers to M. McLean re: GPO termination - BEK accounts [BEK021751]	
92	10/11/2019 @ 4:27pm Email from G. Knollmeyer to D. Werner re: FU [BEK021756]	
93	10/21/2019 @ 5:25pm Email from M. Mosley to S. Thornburg re: UAG Question [BEK021812 / Thornburg Ex. 28]	
94	10/25/2019 @ 4:18pm Email from M. Mosley to T. Horne re: UAG DA info [BEK021825 / Thornburg Ex. 12 / Mosley Ex. 10]	
95	11/20/2019 @ 1:58pm Email from M. Mosley to S. Thornburg re: FW LOTs [BEK021988]	
96	11/20/2019 @ 4:20pm Email from M. Mosley to J. Collman re: DA reporting Customer List - ending 12-31-19 [BEK021991 / Thornburg Ex. 33 / Mosley Ex. 19]	
97	11/20/2019 DA Customer List - FAQ 2019 [BEK021992]	
98	11/21/2019 @ 10:01pm Email from B. Stewart to M. Mosley, M. Needham and M. Milcoff re: question [BEK022020 / Thornburg Ex. 32]	
99	11/24/2019 @ 7:24pm Email from M. Mosley to B. Stewart re: Email to Mike Knight @ Foodbuy [BEK022059]	

100	11/25/2019 @ 8:38am Email from M. Ferrell to C. Murdock et al re: FW info on the DA no roster list [BEK022065]	
101	11/27/2019 @ 11:09am Email from M. Mosley to M. Milcoff re: LOTS [BEK022136 / Thornburg Ex. 37]	
102	11/27/2019 @ 12:36pm Email from M. Powers to M. McLean re: DA no roster list FOK 11- 2019 [BEK022146]	
103	12/02/2019 @ 2:10pm Email from M. Milcoff to M. Mosley re: LOTS received from UAG, [BEK022203 / Thornburg Ex. 38]	
104	12/02/2019 BEK FB Folder LOT Count [BEK022207]	
105	12/03/2019 @ 11:46am Email from C. Hall to Team re: [No Subject] [BEK022215]	
106	12/12/2019 @ 3:34pm Email from K. Swan to M. Mosley re: Fwd: Dining Alliance calls a customer [BEK022236]	
107	12/13/2019 @ 7:21am Email from M. DiGiosia to M. Mosley re: Fwd Dining Alliance Membership [BEK022247 / Vasta Ex. 32]	
108	12/19/2019 @ 9:12pm Email from M. Mosley to M. Savage-Dixon re: DA no roster list FSA 11- 2019 (002) [BEK022397]	
109	12/20/2019 @ 5:13pm Email from M. Mosley to K. Neumann re: Dining Alliance [BEK022412]	
110	12/30/2019 @ 4:50pm Email from S. Davison to M. Mosley re: FW Dining Alliance calls a customer [BEK022418]	
111	01/07/2020 @ 2:58pm Email from M. Milcoff to B. Mathis et al re: UAG Upcoming Meetings [BEK022434]	
112	01/11/2020 @ 11:04am Email from M. Powers to K. Purnell re: Talking points for Mike Rogers - Confidential - Do NOT Forward [BEK022454]	
113	01/13/2020 @ 2:26pm Email from S. Thornburg to B. Stewart re: FTP site confirmation [BEK022456]	
114	02/13/2020 @ 5:50pm Email from K. Purnell to M. Mosley re: FW Rebate Checks from Dining Alliance. [BEK022489]	

115	06/23/2020 @ 4:17pm Email from M. Ferrell to J. Collins et al re: please read this along with your DA checks to hand out [BEK022577]	
116	06/18/2020 BEK Script for Preparing to Deliver Checks [BEK022578]	
117	07/23/2020 @ 1:49pm Email from M. Mosley to M. Milcoff re: FW LOT process and tracking [BEK022674]	
118	08/18/2020 @ Email 2:47pm from T. Thompson to M. Powers re: Fwd UAG Prequal forms [BEK022769]	
119	08/21/2020 @ 4:53pm Email from M. Mosley to K. Purnell re: eskimo joes [BEK022805]	
120	08/24/2020 @ 2:48pm Email from M. Mosley to M. Milcoff re: [Ext] LOT process and tracking [BEK022809]	
121	08/26/2020 @ 4:47pm Email from M. Powers to M. Mosley re: Dining Alliance [BEK022815]	
122	08/27/2020 @ 10:30am Email from M. Mosley to C. Rhodes and M. Grantham re: Please give me a call - Time Sensitive [BEK022820]	
123	09/22/2020 @ 8:40am Email from J. Bazar to M. Mosley re: Dining Alliance Issue FW rebate programs [BEK022855]	
124	10/16/2020 @ 11:36am Email from K. Miller to M. Powers re: Changes to UAG Requests GO Complete Notify DSM & AGM [BEK022896]	
125	06/21/2019 Instructions for BEK GPO database re: flagging UAG members [BEK023086]	
126	09/17/2019 UAG - Guidelines for Participation [BEK023123]	
127	01/12/2021 UAG – BEK On boarding Requests and Comments [BEK023177]	
128	01/27/2021 @ 3:41pm Email from D. Coleman to M. Mosley re: BEK Weekly Account Tracker 01.25.21 [BEK023814]	
129	02/05/2021 @ 4:34pm Email from K. Simpson to J. Collins et al re: Fortis Question [BEK024268]	
130	11/15/2018 @ 8:06am Email from M. Milcoff to M. Mosley et al re: FW UAG Member Weekly Enrollment - Ex. C [BEK024292]	

131	11/16/2018 @ 2:46pm Email from D. Shields to M. Mosley re: UAG Member Weekly Enrollment - Ex. C [BEK024303]	
132	01/03/2019 @ 2:39pm Email from M. Milcoff to M. Mosley and D. Coleman re: FW Missing LOT List - DFW 1-2-19 [BEK024346]	
133	03/06/2019 @ 3:13pm Email from M. Mosley to M. Milcoff and D. Coleman re: Amber Deckard - BEK team member [BEK024884]	
134	03/29/2019 BEK Weekly Account Tracker [BEK024924]	
135	06/25/2019 BEK Weekly Account Tracker [BEK025116]	
136	07/23/2019 @ 8:45am Email from M. Mosley to D. Coleman re: Weekly Tracker [BEK025196]	
137	10/10/2019 @ 10:51am Email from M. Milcoff to M. Mosley re: FW Ford Fry [BEK025351]	
138	12/18/2019 @ 9:42am Email from M. Mosley to D. Coleman re: FW BEK Weekly Account Tracker 12.16.19 [BEK025437]	
139	12/18/2019 UAG account submission tracker [BEK025439]	
140	01/16/2020 @ 7:22am Email from M. Milcoff to M. Mosley re: LOP policy update [BEK025483]	
141	01/16/2020 @ 7:43am Email from M. Milcoff to M. Mosley re: LOP policy update [BEK025487]	
142	04/22/2020 @ 7:20am Email from D. Coleman to M. Mosley re: BEK Weekly Account Tracker 04.20.20 [BEK025898]	
143	04/22/2020 BEK Weekly Account Tracker - Recap - 2020 Prt 2 [BEK025899]	
144	04/23/2020 Unity Advantage Group Checks and Rebate Details [BEK026053]	
145	10/28/2020 @ 4:13pm Email from M. Mosley to M. Milcoff and D. Coleman re: BEK - Sagora LOT clean up [BEK026437]	
146	11/02/2020 @ 7:59am Email from M. Mosley to D. Coleman re: BEK - (URGENT) FW LOT Blue Baker - LOT Approved and back dated to 06.01.20 [BEK026453]	

147	03/01/2021 @ 8:24am Email from M. Mosley to D. Coleman re: Traditions Spirits [BEK027017]	
148	08/25/2021 GPO Termination Notice re: LOT 328593 Mi Ranchito FLR [BEK027290]	
149	04/10/2019 GPO Termination Notice re: BEK - Beyond the Box Catering 701228 [BEK027329]	
150	04/10/2019 @ 4:38pm Email from L. Neal to T. McGinty re: Invoice Data Request Save more Locations - BEK [BEK027331]	
151	04/29/2019 Analysis of DA Check for Q2 2018 Summary [BEK027359]	
152	05/03/2019 @ 4:21pm Email from S. Thornburg to M. Mosley re: Initial Customer Payment Review [BEK027369]	
153	05/17/2019 @ 5:19am Email from Distribution Group Email to R. Athis et al re: DA Settlement Agreement - Joint Statement [BEK027430]	
154	Undated draft of Joint Statement of DA and BEK announcing no longer having marketing agreement in place from M. Mosley [BEK027431]	
155	06/14/2019 @ 10:26am Email from S. Thornburg to M. Needham re: FW Follow Up [BEK027490]	
156	06/14/2019 UAG Strategic Plan Meeting Agenda [BEK027492]	
157	06/12/2019 UAG Strategy Meeting 06.12.2019 [BEK027493]	
158	06/25/2019 UAG Presentation [BEK027515]	
159	06/27/2019 Nutrition & Ancillary Services – Sales Review FY 19 as of 6-26-19 [BEK027534]	
160	07/10/2019 Foodbuy Transition dates post June 2019 [BEK027560]	
161	07/18/2019 @ 3:55pm Email from B. Stewart to M. Needham and A. McCaskill re: Confidential Foodbuy Catchup Billing Summary [BEK027566]	
162	08/05/2019 DA list for July Reporting 8-5-2019 [BEK027585]	
163	08/27/2019 DA List - Unrostered with UAG - 8-27-2019 [BEK027615]	

164	09/19/2019 DA BEK Capture with LOT Markups - 2019-08-05 [BEK027658]	
165	10/28/2019 BEK – UAG onboarding/missing LOT Analysis [BEK027679]	
166	11/04/2019 UAG account submission tracker - Marc M 10-28-2019 [BEK027683]	
167	11/19/2019 AGM Monthly GPO Call 11-19-2019 [BEK027733]	
168	11/20/2019 GPO Reporting - Strategic Discussion 11-20-2019 [BEK027742]	
169	12/03/2019 @ 7:22pm Email from R. Lowery to K. Smith re: Amarillo DA Roster List 12 03 2019 [BEK027764]	
170	12/12/2019 BEK - Foodbuy Pending Accounts Analysis and Comments 12.12.19 [BEK027770]	
171	01/08/2020 BEK Weekly Account Tracker - Recap - All 2020 [BEK027806]	
172	01/16/2020 UAG Program – Operator and Pre-Enrollment Qualification & Authorization Forms [BEK027855]	
173	01/21/2020 AGM Monthly Meeting Agenda 1-21-2020 [BEK027884]	
174	01/22/2020 @ 10:52am Email string from A. Miller to M. Mosley re: Question? [BEK028013]	
175	01/22/2020 @ 1:10pm Email string from J. Kirkland to M. Powers re: Dining Alliance [BEK028020]	
176	01/23/2020 @ 2:45pm Email from S. Thornburg to B. Stewart, et al. re: Foodbuy LOT file for DA [BEK028036]	
177	01/24/2020 @ 9:31am Email string from M. Mosley to R. Vernon re: Dining Alliance [BEK028060]	
178	01/25/2020 @ 7:27am Email from M. Powers to A. Miller, et al. re: FW: Dining Alliance - DO NOT FORWARD! (GPO Checks) [BEK028125]	

179	01/28/2020 @ 2:04pm Email string from K. Purnell to M. Powers re: FW: Talking points for Mike Rogers - Confidential - Do NOT Forward [BEK028517]	
180	01/28/2020 @ 3:23pm Email string from M. Mosley to F. Grobety, et al. re: [Ext] FW Foodbuy LOT file for DA [BEK028522]	
181	01/20/2020 @ 12:05pm Email string from S. Thornburg to M. Mosley, et al. re: Foodbuy LOT file for DA [BEK028615]	
182	01/31/2020 @ 1:41pm Email string from J. Davie to S. Thornburg re: Next set of Dining Alliance Files? [BEK028653]	
183	02/04/2020 @ 10:54am Email string from S. Thompson to M. Mosley, et al. re: FW: Unity/Dining Alliance [BEK028818]	
184	02/06/2020 @ 4:48pm Email string from M. Mosley to S. Thompson, et al. re: Unity/Dining Alliance [BEK028859]	
185	02/10/2020 @ 4:54pm Email string from M. Mosley to M. Powers, et al. re: UAG Prequal forms [BEK028885]	
186	02/11/2020 @ 9:03am Email from M. Powers to A. Miller, et al. re: UAG/DA Check Comparison – CONFIDENTIAL [BEK028892]	
187	02/11/2020, UAG Customer Check - DA Comparison - January 2020.xlsx, [BEK028893.xlsx]	
188	02/11/2020, DA - No Roster List 9-27-2019.xlsx, [BEK028902.xlsx]	
189	02/11/2020 OKC Meetings.docx [BEK028909]	
190	02/11/2020 Hal Smith Comparison with UAG tab added [BEK028911.xlsx]	
191	10/23/2018 @ 7:37am Email string from B. Travis to A. Murin re: FW Termination letter for DA this needs to go to both Dining Alliance and UAG [BEK028918]	
192	02/23/2020 @ 3:30pm Email string from D. Werner to C. Snyder re: TRA - a couple things [BEK029009]	

193	02/25/2020 @ 3:28pm Email string from M. Mosley to J. Kirkland, et al. re: UAG Checks and Customer Letter [BEK029054]	
194	02/26/2020 letter from M. Mosley to BEK customer re: receipt of rebate check [BEK029070]	
195	02/27/2020 @ 11:01 AM Email string from M. Mosley to K. Purnell, et al. re: Meeting [BEK029078]	
196	03/10/2020 @ 10:08 AM Email from R. Taylor to T. Cuiksa, et al. re: FW: Please look over this list and if you have any on here that need to fill out a LOT then lets get on it. I will also send you the fillable LOT form [BEK029130]	
197	03/10/2020, LOTs Needed DFW 3-2020.xlsx, [BEK029131.xlsx]	
198	09/17/2019 GPO Termination Notice re: new GPO UAG [BEK029132]	
199	03/11/2020 @ 9:35am Email string from S. Reilly to R. Simons, et al. re: 20-120320 February 29, 2020 (re: recording of income and other amounts concerning UAG and Buyers Edge) [BEK029136]	
200	03/11/2020, 20-120320 Reconciliation Food Administration (re: recording of income and other amounts concerning UAG and Buyers Edge) [BEK029137.xlsx]	
201	03/13/2020 @ 5:14pm Email string from D. Medford to M. Mosley, et al. re: GPO Termination [BEK029178]	
202	03/24/2020 @ 5:06pm Email string from R. Taylor to P. Richardson re: Letters of Termination [BEK029190 / Thornburg Ex. 27]	
203	03/24/2020 @ 8:53pm Email string from R. Taylor to P. Richardson re: Letters of Termination [BEK029191]	
204	04/30/2020 @ 4:07pm Email from M. Powers to K. Purnell, et al. re: Look who might have already beat us to the punch on our great idea.... He's still a schiester.... (press release) [BEK029353]	
205	05/11/2020 @ 1:15pm Email string from M. Mosley to J. Levens re: RIVER SMITH DA vs UAG (send to UAG complete analysis and response) [BEK029369]	

206	05/21/2020 @ 12:36pm Email string from R. Fish to R. Mathis re: Data File Protection [BEK029444]	
207	05/21/2020 @ 2:04pm Email string from S. Thornburg to M. Sweet re: FW: Data File Protection [BEK029447]	
208	05/22/2020 @ 5:30pm Email string from M. Mosley to L. Anderwald re: UAG Termination Form [BEK029462]	
209	06/05/2020 @ 1:51pm Email string from J. Richardson to M. Mosley re: FW: 2019 Rebates [BEK029505]	
210	06/10/2020 @ 8:49am Email string from M. Mosley to M. Milcoff, et al. re: BEK - LOP Updated [BEK029506]	
211	06/15/2020 @ 7:34am Email string from M. Mosley to B. Stewart, et al. re: BEK - LOP Updated [BEK029510]	
212	09/13/2018 Termination Notice [BEK029539]	
213	09/15/2020 AGM Call notes [BEK029545]	
214	09/23/2020 @ 6:37am Email From D. Coleman to M. Mosley re: BEK Weekly Account Tracker 09.21.20 [BEK029553]	
215	09/22/2020, BEK Weekly Account Tracker - Recap - 2020 Prt 8.xlsx, [BEK029554.xlsx]	
216	Undated Quarterly Operator Payment Analysis [BEK029664.xlsx]	
217	01/26/2021 @ 4:04pm Email string from M. Milcoff to S. Thornburg, et al. re: Unity Advantage Group (UAG) GPO New Program Agreement [BEK029667]	
218	04/09/2019 @ 4:54pm Email from J. Cisneros to M. Mosley re: Dining Alliance- Junior Cisneros [BEK029717]	
219	04/16/2019 @ 2:21pm Email string from M. Mosley to R. Gammill re: DA (concerning question about intent for the DSM's) [BEK029750]	
220	04/16/2019 @ 4:30pm Email string from R. Gammill to M. Mosley re: DA (concerning	

	question about intent for the DSM's) [BEK029752]	
221	04/18/2019 @ 8:02am Email string from M. Mosley to M. Grantham re: DA call concerning legal settlement [BEK029753]	
222	04/23/2019 @ 7:57am Email string from M. Mosley to P. Gursky re: Send DA January 2019 Data [BEK029765]	
223	04/24/2019 @ 1:07pm Email from S. Thornburg to J. Davie re: January 2019 Proof of Purchases Data Feed [BEK029782]	
224	04/24/2019 Proof of Purchase Data Feed [BEK029783]	
225	04/24/2019 @ 2:58pm Email string from S. Thornburg to S. Tedisky, et al. re: BEPL regarding DA related data [BEK029784]	
226	04/30/2019 DSM Training Agenda [BEK029788]	
227	05/01/2019 DSM Core Credentials Powerpoint presentation slides [BEK029793]	
228	05/03/2019 @ 2:30pm Email string from M. Mosley to R. Sallee, et al. re: Potpourri House 028691 (discussions concerning Settlement Agreement) [BEK029813]	
229	05/21/2019 @ 8:02am Email string from S. Thornburg to M. Sweet re: CONFIDENTIAL - DINING ALLIANCE STATUS UPDATE [BEK029834]	
230	06/04/2019 @ 8:59am Email from M. Mosley to L. Newton re: BEK UAG DCN clean up progress [BEK029855]	
231	06/12/2019 @ 4:28pm Email from N. Linker to M. Sweet re: Notes concerning Executive Committee Meetings [BEK029861]	
232	04/15/2019 Executive Committee Notes – April 2019 [BEK029862]	
233	07/16/2019 @ 8:37am Email string from M. Mosley to D. Werner re: Your new health care GPO is not conducive to profit! [BEK029896]	
234	06/12/2019 @ 9:26am Email string from B. Stewart to J. Renzi, et al. re: UAG Safe Harbor Summary [BEK029911]	

235	08/23/2019 @ 2:42pm Email string from M. Wilson to M. Mosley re: STATE FAIR CONTRACTS [BEK029932]	
236	9/18/2019 @ 2:08pm Email string from C. Rainwater to M. Mosley re: FW: Salt – UAG/dinning alliance [BEK029941]	
237	09/24/2019 @ 11:33am Email string from M. Mosley to S. Thornburg re: Invoice for June 2019 - Request June Data [BEK029968]	
238	10/04/2019 @ 3:31pm Email string from M. Mosley to M. Werner, et al. re: tra (message to TRA and TRAEF Board of Directors) [BEK029994]	
239	10/16/2019 @ 10:36am Email string from L. Albrecht to M. Mosley re: Invoice Data Request - Original ChopShop Co. - BEK Fort Worth [BEK030005]	
240	10/17/2019, BEK Nutrition and Ancillary Mtg – GPO Update (talking points) [BEK030009]	
241	10/04/2019 @ 2:43pm Email string from J. Davie to S. Thornburg re: Invoice for June 2019 - Request June Data [BEK030040]	
242	11/07/2019 @ 2:49pm Email string from J. Davie to S. Thornburg re: FW: DA BEK Capture Attached [BEK030049]	
243	11/08/2019 @ 9:31am Email string from M. Mosley to M. Powers, et al. re: data needed (concerning search for GPO) [BEK030053]	
244	11/12/2019 @ 9:25am Email string from M. Mosley to R. Breaux re: Rotolo's - UAG Update [BEK030108]	
245	11/13/2019 @ 12:05pm Email from M. Mosley to M. Milcoff, et al. re: LOT – UAG [BEK030110]	
246	11/15/2019 @ 12:13pm Email string from M. String to M. Powers re: [Ext] FW: Tradition's/Buyer's Edge/Dining Alliance [BEK030112]	
247	11/21/2019 @ 1:39pm Email from R. Kellman to D. Van Eerden, et al. re: UAG UPDATE Files for Discussion tomorrow [BEK030179]	
248	11/19/2019 Resource Structuring Plan in preparation for 11/22/19 discussion [BEK030180.xlsx]	

249	11/21/2019, SWOT GAP GPO AFFILIATION MASTER in preparation for 11/22/19 discussion [BEK030181.xlsx]	
250	11/21/2019 UAG Strategic Plan Engagement Update (UAG Executive Committee Update in preparation for 11/22/19 discussion) [BEK030182]	
251	11/22/2019 @ 4:53pm Email string from M. Mosley to L. Neal re: BEPL August 2019 Monthly Data File Feedback & Concern [BEK030208]	
252	11/25/2019 @ 6:56am Email string from M. Milcoff to S. Thornburg re: FW: Texas Restaurant Association and Dining Alliance [BEK030217]	
253	11/25/2019 @ 10:50am Email string from M. Mosley to S. Thornburg re: FW: BEPL August 2019 Monthly Data File Feedback & Concern [BEK030224]	
254	12/13/2019 @ 8:51am Email string from M. Mosley to G. Peeples, et al. re: Traditions to Buyers Edge [BEK030286]	
255	12/13/2019 Everest Summit GPO Talking Points [BEK030301]	
256	12/17/2019 AGM Meeting – Conf Call [BEK030307]	
257	12/31/2019 @ 9:33am Email string from M. Mosley to S. Davison re: Dining Alliance calls a customer (Charlie Coram's Place, no. 756744) [BEK030319]	
258	01/07/2020 @ 4:52pm Email string from S. Thornburg to M. Sweet, et al. re: FW Prime Services, Inc. UPDATE [BEK030350]	
259	01/07/2020, Prime Services Letter from M. Milcoff re: UAG Member Opportunity – Acquisition of Prime Services by Buyer's Edge (owned by Dining Alliance) [BEK030351]	
260	01/09/2020 @ 6:04am Email string from S. Thornburg to M. Sweet re: Today (request for update on UAG) [BEK030362]	
261	01/09/2020 @ 2:07pm Email string from S. Thornburg to M. Mosley re: Next set of Dining Alliance Files? [BEK 030371]	
262	01/11/2020 @ 11:44am Email from B. Stewart to S. Thornburg re: FTP site confirmation [BEK030373]	

263	01/18/2020 @ 9:59pm Email string from M. Sweet to S. Thornburg re: Project Updates [BEK030413]	
264	02/13/2020 @ 7:16am Email string from M. Powers to B. Duncan, et al. re: FW: City Bites and Jimmy's Egg --- UAG – Confidential [BEK030447]	
265	02/12/2020 @ 8:20am Email string from B. Perkey to M. Mosley re: Voice Mail (21 seconds) (concerning number of customers) [BEK030458]	
266	03/02/2020 @ 12:02pm Email string from C. Ware to M. Mosley re: FW: Saucy Chicken Ben E. Keith BE Platform & Entegra April Release #1 Deviation Load [BEK030460]	
267	06/19/2020 @ 1:57pm Email string from M. Powers to M. Mosley re: DA Checks Q2 2019 [BEK030524]	
268	02/26/2020 @ 12:54pm Email string from M. Wall to M. Mosley re: Fwd: Dining Alliance Rebate Update - per our conversation [BEK030556]	
269	02/12/2010 @ 8:56am Email string from C. Ramos to M. Horton re: Mandy - Dining Alliance Membership [BEK030563]	
270	02/07/2020 @ 1:06pm Email string from K. Burmylo to M. Mosley, et al. re: Letter of Termination- Dining Alliance Rebate Checks [BEK030565]	
271	04/17/2019 @ 4:01pm Email from D. Medford to M. Mosley re: D/A customer visit, [BEK030569 / Donahue Ex. 40; Donahue Ex. 97]	
272	07/06/2020 @ 5:30pm Email string from M. Sweet to G. Crow re: FW: EOY reminders [BEK030592]	
273	07/06/2020 @ 6:26pm Email string from G. Crow to M. Sweet re: EOY reminders [BEK030595]	
274	10/22/2018 UAG Member Playbook, October 2018 [BEK030655]	
275	08/13/2020 @ 4:38pm Email string from L. Griswold to M. Mosley re: Marilyn/Dining Alliance (concerning customer) [BEK030730]	
276	08/18/2020 @ 10:44am Email string from M. Mosley to S. Thornburg re: Account addition request - DA - Ben E Keith [BEK030746]	

277	06/10/2020 @ 8:39am Email string from M. Milcoff to M. Needham, et al. re: FW: BEK - LOP Updated [BEK030760]	
278	01/16/2020 @ 7:23am Email from M. Milcoff to M. Mosley re: LOP policy update [BEK030774]	
279	09/13/2018 @ 10:41am Email from B. Stewart to M. Mosley re: Member GPO Termination Form [BEK030831 / Thornburg Ex. 10; Mosley Ex. 8]	
280	09/13/2018 Termination Notice [BEK030832 / Thornburg Ex. 10; Mosley Ex. 8]	
281	03/11/2020 @ 3:10pm Email string from L. Ward to M. Mosley re: FW: My Dining Alliance - Invoice Request [BEK030849]	
282	02/14/2020 @ 12:33pm Email string from J. Collman to M. Mosley re: Fwd: MY DA Portal [BEK030854]	
283	08/05/2021 @ 8:30am Email string from M. Mosley to K. Miller, et al. re: Dining Alliance Checks [BEK030940]	
284	12/21/2017 UAG Operating Committee Conference Call Minutes [BEK033308 / Thornburg Ex. 15]	
285	02/07/2018 UAG Operating Committee Conference Call Minutes [BEK033310]	
286	02/07/2018 UAG Operating Committee Conference Call Minutes [BEK033313 / Thornburg Ex. 16]	
287	02/21/2018 UAG Operating Committee Conference Call Minutes [BEK033317 / Thornburg Ex. 17]	
288	05/02/2018 UAG Operating Committee Conference Call Minutes [BEK033320 / Thornburg Ex. 19]	
289	05/16/2018 UAG Operating Committee Conference Call Minutes [BEK033323]	
290	06/13/2018 UAG Operating Committee Conference Call Minutes [BEK033325]	
291	02/06/2019 UAG Operating Committee Conference Call Minutes [BEK033326]	
292	03/06/2019 UAG Operating Committee Conference Call Minutes [BEK033327]	
293	03/06/2019 UAG Operating Committee Conference Call Minutes [BEK033328]	
294	03/06/2019 UAG Operating Committee Conference Call Minutes [BEK033330]	

295	03/06/2019 UAG Operating Committee Conference Call Minutes [BEK033331]	
296	03/06/2019 UAG Operating Committee Conference Call Minutes [BEK033333]	
297	10/02/2019 UAG Operating Committee Conference Call Minutes [BEK033334]	
298	10/04/2019 @ 3:00pm EDT, UAG Special Committee on Strategy Conference Call Minutes [BEK033336]	
299	11/06/2019 UAG Operating Committee Conference Call Minutes [BEK033338]	
300	11/22/2019 @ 1:00pm EDT, UAG Special Committee Conference Call Minutes [BEK033339]	
301	12/04/2019 UAG Operating Committee Conference Call Minutes [BEK033340]	
302	03/04/2020 UAG Operating Committee Conference Call Minutes [BEK033341]	
303	11/11/2020 UAG Operating Committee Conference Call Minutes [BEK033342]	
304	09/07/2018 @ 3:12pm Email string from R. Gammill to C. Haynes re: FW: DA UAG Conversion [BEK033371]	
305	10/02/2018 @ 1:29pm Email from BEK Company to R. Gammill re: Confidential Notice concerning talking points [BEK033380 / Thornburg Ex. 25; Mosley Ex. 5]	
306	10/17/2018 @ 11:35am Email string from M. Mosley to R. Gammill, et al. re: Sales Management Meeting [BEK033384]	
307	11/27/2018 @ 1:11pm Email string from R. Gammill to C. Haynes re: UAG LOPs Needing Approval – FLR [BEK033397]	
308	11/26/2019 @ 10:33am Email string from R. Gammill to K. Burmylo, et al. re: FW: Updated DA no roster list FLR 11-2019-From Eugene [BEK033486]	
309	10/13/2021 Presentation slides for sales meeting regarding discussion of what is a GPO [BEK033674]	
310	10/22/2021 Presentation slides for sales meeting regarding GPO discussion [BEK033693]	
311	08/31/2018 UAG - DSR Guidelines for Participation [BEK033706]	

312	09/01/2018 letter from M. Sweet to BEK Foods Customers re: Market Launch Announcement – UAG Purchasing [BEK033708]	
313	08/31/2018 UAG Letter of Participation - Webinar Schedule - Contact List [BEK033709]	
314	02/06/2018 Joinder Agreement to Operating Agreement between UAG and SVP Purchasing [BEK033711]	
315	06/28/2019 @ 4:22pm Email string from J. Davie to S. Thornburg re: Update Status (concerning next batch of customer checks) [DA000203]	
316	07/23/2019 @ 10:17pm Email string from J. Davie to S. Tedisky re: Fwd: BEPL June 2019 Monthly Data File Feedback [DA000244]	
317	07/24/2019 @ 5:00pm Email from S. Thornburg to S. Tedisky re: BEPL June 2019 Monthly Data File Feedback [DA000257 / Thornburg Ex. 34]	
318	09/05/2019 @ 6:24pm Email string from J. Davie to S. Thornburg re: DA BEK Capture with LOT Markups - 2019-08-05.xlsx [DA000319]	
319	07/20/2019 @ 2:00pm EDT, BEK Capture Report with LOT Markups [DA000330.xlsx]	Foodbuy Objections: Hearsay Authenticity
320	09/13/2019 @ 1:04am Email string from J. Davie to S. Thornburg re: Invoice for June 2019 [DA000336]	
321	09/27/2019 @ 3:53pm Email string from J. Davie to S. Thornburg re: Invoice for June 2019 - Request June Data [DA000401 / Thornburg Ex. 35] [ECA-BEK-0650177]	
322	05/06/2020 Summary – BEK LOTs from FTP site [DA000969.xlsx]	Foodbuy Objections: Hearsay Authenticity
323	12/04/2019 @ 10:25pm Email string from J. Patti to T. Thorne-Mills re: Fwd: Letter of Termination with Dining Alliance [DA002786]	Foodbuy Objection: Hearsay
324	11/29/2019 GPO Termination Notice executed by UAG Gulf Coast Seafood [DA002788]	

325	01/04/2020 @ 4:14pm Email from T. Davie Donahue to C. Vasta, J. Davie re: BEK - Retention Campaign - Week Results 1/3/2020, [DA002817/ Tackett Ex. 113; Vasta Ex. 113]	
326	12/04/2019 @ 11:23pm Email from J. Patti to T. Thorne-Mills Fwd: Letter of Termination with Dining Alliance, [DA003689]	Foodbuy Objection: Hearsay
327	01/10/2020 @ 10:21pm Email from J. Corrigan to S. Davie, J. Davie re: Did you sign ?, [DA003712]	
328	01/10/2020 @ 8:47pm Email from B. Henderson to T. Davie Donahue, J. Davie, A. Tsebetzis, A. Looney FW: Did you sign ?, [DA003734/ Thornburg Ex. 26]	Foodbuy Objection: Hearsay
329	05/08/20 call recording from Max to Charlie re: follow up call on conversation about Dining Alliance and termination letter [DA003747]	
330	01/11/2020 @ 9:34pm Email from C. Vasta to R. Gailey re: Did you sign this?, [DA003748]	Foodbuy Objection: Hearsay
331	01/11/2020 @ 7:51pm Email from R. Gailey to D. Brown re: Did you sign this?, [DA003756]	Foodbuy Objection: Hearsay
332	01/21/2020 @ 7:19pm Email from K. Porter to A. Looney FW: RE:, [DA003873]	Foodbuy Objection: Hearsay
333	01/21/2020 @ 2:56pm Email from L. Curtis to A. Looney, C. Vasta FW: Question?, [DA003877]	Foodbuy Objection: Hearsay
334	01/21/2020 @ 4:56 Email from B. Kelleher to J. Stovall re: Dining Alliance Rebate Program, [DA003891]	Foodbuy Objection: Hearsay
335	01/22/2020 @ 3:03pm Email from L. Curtis to A. Looney, C. Vasta, et al. FW: Question?, [DA003974]	Foodbuy Objection: Hearsay
336	01/22/2020 @ 7:03pm Email from A. Thomas, to J. Stovall re: Dining Alliance Rebate Program, [DA003980]	Foodbuy Objection: Hearsay
337	01/22/2020 @ 2:31pm Email from K. Swan to J. Stovall re: Dining Alliance Rebate Program, [DA003981]	Foodbuy Objection: Hearsay
338	01/22/2020 @ 11:58am Email from M. Johnson to J. Stovall re: Contact Form-Blue Monkey Website, [DA003982]	Foodbuy Objection: Hearsay
339	01/23/2020 @ 3:38pm Email from K. St. Laurent to A. Looney re: [EXTERNAL] Letter of Termination, [DA004006]	Foodbuy Objection: Hearsay

340	01/23/2020 @ 3:05pm Email from A. Looney to K. St. Laurent FW: [EXTERNAL] Letter of Termination, [DA004021]	Foodbuy Objection: Hearsay
341	01/28/2020 @ 4:51pm Email from L. Curtis to C. Vasta, et al. FW: Question? [DA004236]	Foodbuy Objection: Hearsay
342	01/28/2020 @ 2:25am Email from G. Den Herder to J. Stovall re: Dining Alliance Rebate Program, [DA004238]	Foodbuy Objection: Hearsay
343	02/05/2020 @ 8:06pm Email from A. Looney to K. St. Laurent FW: Letter of Termination, [DA004262]	Foodbuy Objection: Hearsay
344	02/05/2020 @ 7:46pm Email from S. Gregory to J. Stovall re: Dining Alliance Rebate Program, [DA004268]	Foodbuy Objection: Hearsay
345	01/29/2019 Short Stop Markup of UAG LOT.pdf, [DA004332]	Foodbuy Objection: Hearsay
346	01/22/2020 @ 10:39am Email string from M. Thompson to K. Potter re: Rebate Checks from Dining Alliance [DA004334]	Foodbuy Objection: Hearsay
347	01/30/2020 @ 5:05pm Email string from Chef Minh to Max Clancy re: Dining Alliance Letter of Termination – Please Confirm [DA004335]	Foodbuy Objection: Hearsay
348	02/26/2020 @ 2:56am Email from J. Stovall to B. Henderson Fw: Dining Alliance Rebate Program, [DA004346]	Foodbuy Objection: Hearsay
349	02/26/2020 @ 2:42am Email from J. Stovall to B. Henderson Fw: Dining Alliance Rebate Program, [DA004347]	Foodbuy Objection: Hearsay
350	02/26/2020 @ 2:24am Email from J. Stovall to B. Henderson Fw: Dining Alliance Rebate Program, [DA004349]	Foodbuy Objection: Hearsay
351	02/26/2020 @ 2:14am Email from J. Stovall to B. Henderson Fwd: Dining Alliance Rebate Program, [DA004354]	Foodbuy Objection: Hearsay
352	02/26/2020 @ 2:33am Email from J. Stovall to B. Henderson Fw: Dining Alliance Rebate Program, [DA004359]	Foodbuy Objection: Hearsay
353	05/08/2020 BEK Forged LOT Data with Links to Proof 3.6.20.xlsx, [DA004420.xlsx]	Foodbuy Objections: Hearsay Authenticity
354	03/17/2020 @ 8:25pm Email from B. Henderson to A. Looney FW: LETTER OF TERMINATION Courvilles Catering, [DA004424/ Looney Ex. 233]	Foodbuy Objection: Hearsay

355	11/30/2018 GPO Termination Notice executed by Courville [DA004425]	
356	10/13/2020 BEK Forged LOT Data with Links to Proof 3.13.20.xlsx, [DA004463]	Foodbuy Objection: Hearsay
357	09/07/2018 @ 3:48pm Email from R. Moore to J. Davie [No Subject], [DA004632/ Thornburg Ex. 7]	
358	09/07/2018 @ 3:10pm Email from R. Rains to M. Matthews re: DINING ALLICANCE, [DA004670/ Thornburg Ex. 8; Mosley Ex. 6]	
359	09/07/2018 @ 2:52pm Email from R. Moore to J. re: Davie Termination of Dining Alliance, [DA004671]	
360	09/07/2018 @ 2:51pm Email from J. Kimberlin to J. Davie Fwd: termination letter, [DA004672]	
361	09/06/2018 termination letter with Dining Alliance from J. Felice/Steamboat Bills [DA004781/ Thornburg Ex. 6]	
362	10/19/2018 @ 2:10pm Email from H. Marshall to D. Cummings FW: Message from "printer-txstar-ricoh", [DA004816/ Mosley Ex. 7]	
363	11/14/2018 @ 6:14pm Email from Help Center to N. Ensor re: LOTs for DA account GPO change 11/12/18, [DA005183]	
364	11/15/2018 notification for conference call re: UAG [DA005219]	
365	11/29/2018 @ 3:57pm Email from J. Corrigan to S. Alexander re: [Ext] Follow on call, [DA005254]	
366	12/10/2018 @ 10:39pm Email from J. Corrigan to J. Davie, T. Davie Donahue, et al. Fwd: [Ext] FW: LOTs for DA account GPO change 12/10/18, [DA005268]	
367	02/06/2019 @ 3:31pm Email from J. Corrigan to J. Davie FW: [Ext] BEK Update, [DA005377]	
368	08/18/2021 CONFIDENTIAL _DA MEMBER BEK Start and Volume Summary.xlsx, [DA005453]	Foodbuy Objections: Hearsay Foundation Authenticity
369	08/19/2021 BEK DA 2016 - 2019 Volume and Net Revenue Based on Customers in BEK021107.xlsx, [DA005454]	Foodbuy Objections: Hearsay Foundation Authenticity

370	08/26/2021 BEK DA 2016 - 2019 Volume and Net Revenue -- BEK021107 Supplemental File - Questionable or Forged LOTs.xlsx, [DA005455]	Foodbuy Objections: Hearsay Foundation Authenticity
371	08/26/2021 BEK DA 2016 - 2019 Volume and Net Revenue -- BEK021107 Supplemental File - Unexplained Lost Volume.xlsx, [DA005456]	Foodbuy Objections: Hearsay Foundation Authenticity
372	12/31/2017 PDF Dining Alliance, Inc. and Subsidiary 2017-12-31 Financial Statements FINAL.pdf, [DA005457]	
373	12/31/2018 PDF Dining Alliance, Inc. and Subsidiary 2018-12-31 Financial Statements - FINAL.pdf, [DA005473/ Rogers Ex. 22]	
374	08/30/2021 BEK DA 2016 - May 2021 Volume and Net Revenue Other Reporting.xlsx, [DA005489]	Foodbuy Objections: Hearsay Foundation Authenticity
375	01/12/2015 Manufacture Appreciation Program (MAP) Letter of Participation Form executed by J. Ellis, COO, Reliance Healthcare [DA005705]	
376	09/01/2017 Manufacture Appreciation Program (MAP) Letter of Participation Form executed by A. Chandler, Owner, Conestoga Hwy, Conestoga Steak House [DA006702]	
377	09/10/2018 @ 2:51pm Email from J. Corrigan to E. Alexander re: BEK and Dining Alliance, [DA006988]	
378	12/28/2018 @ 5:17pm Email from J. Sirkin to M. Lawson FW: [Ext], [DA007064]	
379	09/26/2017 Manufacture Appreciation Program (MAP) Letter of Participation Form executed by S. Barton, Owner, CJ's Kitchen & Grill [DA007717]	
380	10/08/2021 BEK DA 2016 - 2019 Volume Net Revenue Locations with Forged LOTs.xlsx, [DA008800]	Foodbuy Objections: Hearsay Foundation Authenticity
381	12/02/2018 Letter from J. Crimmins to D. Johnson re: settlement attempts [DA008801]	

382	01/20/2020 @ 9:42pm Email from C. Huffman to A. Looney re: LOT or NO LOT [DA008814]	Foodbuy Objection: Hearsay
383	01/21/2020 @ 3:36pm Email from B. Henderson to A. Looney, C. Vasta FW: Letter of Termination, [DA008815]	Foodbuy Objection: Hearsay
384	01/02/2019 @ 2:10pm Email from MDG Client Support Center to F. Grobety re: UAG Tracker, [FB_00000005]	
385	11/05/2018 @ 11:00pm Email from N. Ensor to D. Butts, C. Ellis re: LOTs identification, [FB_00000006]	
386	10/31/2018 @ 1:24pm Email from N. Ensor to F. Grobety re: [Ext] UAG Support Needed, [FB_00000008]	
387	11/01/2018 @ 12:48pm Email from F. Grobety to T. Jakaitis re: UAG account submission, tracker.xlsx [FB_00000011]	
388	10/19/2018 @ 4:44pm Email from L. Newton to T. Jakaitis re: [Ext] BEK eLOP PDF, [FB_00000012]	
389	10/12/2018 UAG account submission tracker.xlsx, [FB_00000015.XLSX]	
390	10/04/2018 @ 5:05pm Email from MDG Client Support Center to F. Grobety re: UAG LP/LOT, [FB_00000016]	
391	10/09/2018 @ 3:32pm Email from N. Ensor to T. Jakaitis re: UAG submitted units that need an LOT, [FB_00000020]	
392	09/24/2018 @ 3:34pm Email from F. Grobety to MDG Client Support Center, F. Owoade re: UAG BEK new operators, [FB_00000025]	
393	09/10/2018 @ 12:23pm Email from F. Grobety to N. Ensor re: UAG, [FB_00000028]	
394	01/07/2021 @ 4:47pm Email from E. Morabito to F. Grobety, T. Ward FW: [Ext] UAG Member – Reliance Healthcare LOP Needed, [FB_00000034]	
395	12/04/2020 @ 6:34pm Email from Member Experience Support to F. Grobety, T. Ward FW: [Ext] BEK – LOT Chiller Bee 728815 – LOT attached [FB_00000045]	

396	10/10/2018 GPO Termination Notice listing new GPO as UAG [FB_00000067]	
397	12/07/2020 @ 1:07pm Email from G. Grobety to F. Grobety, R. Holmes, et al re: [Ext] BEK – LOT Chiller Bee 728815 – LOT attached, [FB_00000068]	
398	07/14/2020 @ 11:43am Email from F. Grobety to M. Milcoff re: [Ext] LOT process and tracking, [FB_00000096]	
399	06/09/2020 @ 6:14pm Email from R. Holmes to F. Grobety FW: [Ext] BEK – LOP's – Uploaded, [FB_00000099/Stokas Ex. 5; Knight Ex. 8]	
400	10/12/2018 @ 3:09pm Email string from T. Jakaitis to N. Ensor re: Draft Process for LOP and LOT requirement (FB Edits 10-11-18) [FB_00000114/Thornburg Ex. 5; Stokas Day 2, Ex. 18; Mosley Ex. 9]	
401	10/10/2018 Draft Process for LOP and LOT requirement (FB Edits 10-11-18).docx, [FB_00000115/ Thornburg Ex. 5; Stokas Day 2, Ex. 18; Mosley Ex. 9]	
402	08/24/2018 @ 3:19pm Email from T. Jakaitis to N. Ensor re: UAG Onboarding process [FB_00000124/Stokas Day 1, Ex. 4; Knight Ex. 3]	
403	08/14/2019 @ 2:02pm Email string from MDG Client Support Center to R. Holmes re: LOT's added to the FTP folder dated 08.13.19 [FB_00000131]	
404	04/18/2019 @ 9:11pm Email string from F. Grobety to D. Hogan re: Specialty's Bakery & Café – Pdata August 2018 [FB_00000137]	
405	01/02/2019 @ 2:15pm Email string from E. Morabito to F. Grobety re: LOTs [FB_00000161]	
406	10/10/2018 @ 8:22pm Email from E. Morabito to C. Hallahan, et al re: Notes from todays call [FB_00000163/Knight Ex. 4]	
407	10/19/2018 @ 1:53pm Email string from D. Guajardo to rebates@diningalliance.com, et al re: GPO termination notice [FB_00000177]	
408	02/27/2019 @ 1:33pm Email string from M. Milcoff to N. Ensor, et al re: Archibald's – Manual Operator Termination Form.docx [FB_00000209]	

409	01/25/2019 @ 7:18pm Email string from M. Milcoff to N. Ensor, et al re: Recovered LOTs [FB_00000217]	
410	06/01/2020 @ 5:31pm Email string from M. Milcoff to R. Holmes, et al re: BEK – LOP's – Uploaded [FB_00000252]	
411	03/11/2019 @ 6:21pm Email from infoUAG to N. Ensor re: LOT's 03.06.19-03.09.19 – LOT's [FB_00000279]	
412	03/11/2019 Foodbuy UAG account submission tracker 031119.xlsx, [FB_00000280.XLSX]	
413	12/28/2018 @ 6:43pm Email string from F. Grobety to E. Morabito re: LOTs [FB_00000287/Stokas Day 2, Ex. 10]	
414	11/05/2018 @ 11:10pm Email string from MDG Client Support Center to E. Morabito re: LOT's [FB_00000290]	
415	01/23/2020 @ 9:23pm Email string from F. Grobety to R. Holmes re: Foodbuy LOT Files [FB_00000293]	
416	12/04/2020 @ 7:54pm Email string from Member Experience Support to F. Grobety, et al re: BEK – LOT Lunas 309510 FHS – LOT attached [FB_00000299]	
417	11/25/2020 @ 5:44am Email string from D. Coleman to R. Holmes re: BEK - LOT Chiller Bee 728815 - LOT attached [FB_00000317]	
418	10/29/2020 @ 2:36pm Email string from D. Colemen to R. Holmes re: BEK – LOT Blue Baker – LOT – Transition Date 06.01.20 [FB_00000325]	
419	09/01/2020 @ 11:31am Email string from D. Coleman to R. Holmes re: BEK – LOT 099204 Jimmies Diner Phunco LLC [FB_00000331]	
420	06/26/2020 Foodbuy UAG account submission tracker 06.18.20.xlsx, [FB_00000347.XLSX]	
421	03/11/2020 @ 12:57pm Email string from M. Milcoff to R. Holmes re: UAG never processed A/C 748943/LOT & LOP w/time stamp [FB_00000349]	

422	02/28/2020 @ 4:18pm Email string from D. Coleman to R. Holmes re: BEK – LOT – DCN #724315 – Trappers Fish Camp Grill - Backdate [FB_00000359/Stokas Day 2, Ex. 14; Knight Ex. 7]	
423	03/11/2020 @ 3:32pm Email string from R. Holmes to M. Milcoff re: UAG never processed A/C 748943/LOT & LOP w/time stamp [FB_00000382]	
424	02/19/2020 @ 7:47pm Email from R. Holmes to F. Grobety re: DA LOT email [FB_00000391]	
425	11/11/2019 @ 9:37pm Email string from R. Holmes to M. O'Rourke re: Weekly Submission Report – DCN's not on FB Weekly UPD – eLOP's provided – Added to Folder [FB_00000439]	
426	06/24/2019 @ 2:26pm Email string from M. O'Rourke to N. Ensor re: UAG follow up after last week [FB_00000457]	
427	04/17/2019 @ 2:14pm Email string from M. Lawson to F. Grobety re: Specialty's Bakery & Café – Pdata August 2018 [FB_00000461]	
428	04/04/2019 @ 2:24pm Email string from F. Grobety to N. Ensor re: BEK FB Analysis.xlsx [FB_00000465]	
429	04/04/19 Foodbuy Analysis identifying DCNs that stopped reporting or had significant drop in volume [FB_00000467.XLSX]	
430	01/04/2019 @ 9:36pm Email string from E. Willis to F. Grobety re: DA Notes on Reporting [FB_00000469]	
431	07/14/2020 @ 12:01pm Email string from M. Milcoff to F. Grobety re: LOT process and tracking [FB_00000484]	
432	01/13/2020 @ 8:56pm Email string from M. Milcoff to F. Grobety re: LOTs received from UAG [FB_00000486]	
433	01/23/2020 @ 10:19pm Email string from M. Milcoff to F. Grobety re: Foodbuy LOT Files [FB_00000495]	
434	01/24/2020 @ 4:19pm Email string from M. Milcoff to F. Grobety, et al re: Foodbuy LOT file for DA [FB_00000497/Thornburg Ex. 39]	

435	11/20/2019 @ 7:42pm Email string from F. Grobety to M. Orourke, et al re: LOTs received from UAG [FB_00000524]	
436	11/20/2019 @ 7:48pm Email string from M. Orourke to F. Grobety, et al re: LOTs received from UAG [FB_00000529]	
437	04/04/2019 @ 2:08pm Email string from F. Grobety to N. Ensor re: URGENT – BEK FB Analysis.xlsx [FB_00000532]	
438	08/21/2020 @ 11:59am Email string from F. Grobety to M. Milcoff re: LOT process and tracking [FB_00000535/Stokas Day 2, Ex. 15; Knight Ex. 9]	
439	11/14/2019 @ 2:29pm Email string from F. Grobety to M. Orourke re: UAG Stats [FB_00000555]	
440	12/02/2019 @ 3:28pm Email string from F. Grobety to M. Orourke re: LOTs received from UAG [FB_00000562]	
441	03/06/2020 @ 7:54pm Email from J. Sirkin to Member Experience Support re: LOT's for report 10 [FB_00000587]	
442	12/22/2018 @ 11:00am Email from ReportsPortal@foodbuy.com to T. Jakaitis re: RBA Foodbuy Revenue by Customer External – Historical - Ver 2 Portal Subscription was executed at 12/22/2018 6:00:05 AM [FB_00000609]	
443	01/30/2021 RBA Foodbuy Revenue by Customer External - Historical - Ver 2 Portal Subscription.xls, [FB_00000610.XLS]	
444	11/22/2018 @ 11:01am Email from ReportsPortal@foodbuy.com to T. Jakaitis re: RBA Foodbuy Revenue by Customer External – Historical - Ver 2 Portal Subscription was executed at 11/22/2018 6:00:05 AM [FB_00000611]	
445	01/30/2021 RBA Foodbuy Revenue by Customer External - Historical - Ver 2 Portal Subscription.xls, [FB_00000612.XLS]	
446	11/09/2018 @ 2:11pm Email from N. Ensor to T. Jakaitis, et al re: UAG LOT – new list for DA notification [FB_00000613]	

447	11/11/2018 @ 6:14pm Email string from F. Grobety to N. Ensor, et al re: UAG LOT – new list for DA notification [FB_00000622]	
448	10/31/2018 @ 5:42pm Email string from N. Ensor to T. Jakaitis re: UAG Support Needed [FB_00000632]	
449	10/31/2018 UAG account submission tracker.xlsx, [FB_00000635.XLSX]	
450	01/29/2021 Foodbuy Historical RBA Revenue by Customer External - Ver 2 [FB_00000645.XLS]	
451	10/22/2018 @ 3:42pm Email from N. Ensor to T. Jakaitis, et al re: UAG LOT's for approval [FB_00000646/Stokas Day 2, Ex. 7; Knight Ex. 5]	
452	10/22/2018 @ 3:59pm Email string from N. Ensor to T. Jakaitis re: UAG LOTs for approval [FB_00000650]	
453	09/27/2018 @ 2:52pm Email string from N. Ensor to T. Jakaitis re: Second Round of Operator Signups - BEK [FB_00000686]	
454	08/01/2019 UAG Member Experience Support Powerpoint slides [FB_00000693]	
455	09/19/2018 @ 7:35pm Email string from T. Jakaitis to F. Grobety re: First UAG Operator – Production File [FB_00000758]	
456	04/09/2019 @ 4:21pm Email string from N. Ensor to F. Grobety re: Great Harvest Bread [FB_00000774]	
457	04/10/2019 @ 4:50pm Email string from . Ensor to F. Grobety re: BEK – VA value of DCN moving to UAG [FB_00000779]	
458	02/20/2019 @ 1:54pm Email string from E. Morabito to E. Willis re: UAG Old and New Codes [FB_00000795]	
459	08/20/2018 Group Purchasing Services Agreement by and between Foodbuy and UAG Foodbuy - UAG Agreement [FB_00000797/Stokas Day 2, Ex. 6; Knight Ex. 2]	
460	01/24/2019 @ 3:32pm Email string from E. Morabito to D. Dove re: Recovered LOTs [FB_00000879]	

461	02/27/2019 @ 8:44pm Email string from M. Milcoff to F. Grobety re: 2/28 Foodbuy meeting agenda items [FB_00000952]	
462	02/28/2019 @ 1:32pm Email string from F. Grobety to M. Milcoff re: 2/28 Foodbuy meeting agenda items [FB_00001047]	
463	02/28/2019 UAG Presentation Powerpoint slides [FB_00001050]	
464	02/13/2019 @ 12:33pm Email string from N. Ensor to M. Milcoff, et al re: Vitco 01.10.2019.xlsx [FB_00001083]	
465	01/29/2020 @ 3:06pm from R. Holmes to F. Grobety, et al re: Foodbuy LOT file for DA [FB_00001100]	
466	08/25/2020 @ 6:06pm Email string from D. Coleman to R. Holmes re: BEK – LOT Brewtop Group [FB_00001128]	
467	08/24/2020 LOT for Brewtop Pub and Patio [FB_00001135]	
468	08/25/2020 @ 4:24pm Email string from D. Coleman to R. Holmes re: BEK – LOT Oasis Outback [FB_00001136]	
469	02/27/2019 LOT Oasis Outback, LLC [FB_00001138]	
470	07/25/2020 @ 6:47pm Email string from D. Coleman to R. Holmes re: Renzi – Reviewing our reports – missing Operators [FB_00001144]	
471	07/25/2020 Foodbuy UAG account weekly submission report [FB_00001146.XLSX]	
472	07/25/2020 UAG Customer Retention Report by Fiscal Period, Report Category: Hierarchy [FB_00001147.XLSX]	
473	02/19/2020 @ 1:38pm Email string from M. Milcoff to R. Holmes re: UAG Customer Checks [FB_00001318]	
474	02/26/2020 @ 4:51pm Email from M. Milcoff to R. Holmes re: UAG Customer Checks – FHS, [FB_00001329-1334]	

475	02/08/2020 @ 2:24pm Email from E. Farinas to F. Grobety re: Status of Operator-Level Report, [FB_00001362-1364]	
476	01/08/2020 UAG November 19 vs DA November 18.xlsx, [FB_00001365.XLSX]	
477	11/11/2019 @ 9:56pm Email from M. Orourke to R. Holmes re: Weekly Submission Report – DCN's not on FB Weekly UPD – eLOP's provided – Added to Folder, [FB_00001394-1397]	
478	04/23/2021 UAG Account Submission Tracker.xlsx, [FB_00001490.XLSX]	
479	01/29/2020 @ 3:11pm Email from R. Holmes to F. Grobety et al. re: Foodbuy LOT file for DA, [FB_00001606-1613]	
480	01/29/2020 @ 2:59pm Email from R. Holmes to F. Grobety et al. re: Foodbuy LOT file for DA, [FB_00001614-1620]	
481	02/06/2020 @ 3:29 pm Email from R. Holmes to E. Farinas re: BEK – LOP's, [FB_00001623-1625]	
482	12/10/2019 ME Highlighted Copy of Foodbuy UAG Account Submission Tracker.xlsx, [FB_00001672.XLSX]	
483	09/26/2018 @ 6:29pm Email from N. Ensor to F. Grobety re: Units, DCN's That Were Determined To Be With DA, [FB_00001820]	
484	01/08/2020 UAG November 19 vs DA November 18 Final.xlsx, [FB_00001839.XLSX]	
485	01/29/2020 @ 3:08pm Email from M. Mosley to S. Thornburg et al. re: Foodbuy LOT File For DA, [FB_00001855-1860]	
486	12/17/2019 @ 9:34pm Email from M. Orourke to F. Grobety et al. re: Important – B. E. Keith Operator Trend Report, [FB_00001882-1884]	
487	12/17/2019 UAG Check Remittance Summary October 2019 Excel.xlsx, [FB_00001885.XLSX]	

488	01/29/2020 @ 3:12pm Email from F. Grobety to M. Mosley et al. re: Foodbuy LOT File For DA, [FB_00001907-1912]	
489	01/23/2019 @ 1:50pm Email from M. Mosley to M. Milcoff re: Tastee Freez Termination Notice Acct #101149/ #769262, [FB_00002407-2408]	
490	03/05/2019 @ 2:12pm Email from M. Milcoff to N. Ensor et al. re: Termination Notice of GPO Agreement HCCOA, [FB_00002713-2717]	
491	11/26/2018 @ 4:02pm Email from M. Mosley to Info-UAGPO re: LOT - BEK Potente Houston, [FB_00004302-4305]	
492	02/24/2020 @ 7:48pm Email from J. Corrigan to A. Stokes re: LOTs 10.04.19, [FB_00004750-4752/ Stokas Day 2 Ex. 13]	
493	11/06/2018 @ 11:14pm Email from F. Grobety to T. Jakaitis re: LOTs for DA Account GPO Change, [FB_00004764-4767]	
494	11/13/2018 @ 1:03pm Email from N. Ensor to F. Grobety et al. re: LOTs for DA GPO Change, [FB_00004771-4774]	
495	09/25/2018 @ 12:44pm Email from F. Grobety to T. Jakaitis re: Foodbuy Status, [FB_00004786-4788]	
496	09/13/2018 @ 7:24pm Email from F. Grobety to M. Milcoff et al. re: LOP – Termination Period, [FB_00004789-4791]	
497	06/09/2020 @ 8:44pm Email from F. Groberty to M. Milcoff et al. re: BEK – LOP's Uploaded, [FB_00004792-4794]	
498	01/03/2019 @ 5:26pm Email from E. Morabito to N. Ensor re: Urgent – UAG LOTs, [FB_00004802-4804]	
499	11/14/2018 @ 1:47pm Email from A. Stokas to F. Grobety et al. re: LOTs for DA Account GPO Change, [FB_00004873-4878]	
500	06/06/2019 @ 9:38pm Email from S. Sanders to F. Grobety et al. re: LOTs Sent in from DA, [FB_00004979-4981]	
501	11/06/2018 @ 9:11pm Email from F. Grobety to T. Jakaitis re: LOTs for DA Account GPO Change, [FB_00005092-5095]	

502	09/13/2018 @ 6:46pm Email from R. Procopio to M. Milcoff et al. re: Impt. – Operator Termination Discuss, [FB_00005119-5121]	
503	09/25/2018 @ 2:30pm Email from R. Procopio to B. Stewart et al. re: Foodbuy Status, [FB_00005131-5133]	
504	09/25/2018 @ 10:00pm Email from R. Procopio to F. Groberty re: Foodbuy Status, [FB_00005138-5140]	
505	05/01/2019 @ 11:41am Email from F. Groberty to M. Knight et al. re: Specialty's Bakery & Café – Pdata August 2018, [FB_00005741-5744]	
506	01/24/2019 @ 6:49pm Email from F. Groberty to N. Ensor re: BEK Retention 12/31/2019, [FB_00005758]	
507	01/24/2019 BEK Retention 12/31/2019.xlsx, [FB_00005759.XLSX]	
508	11/06/2018 @ 11:14pm Email from F. Groberty to T. Jakaitis re: LOTs for DA Account GPO Change, [FB_00005787-5790]	
509	11/06/2018 @ 9:08pm Email from F. Groberty to T. Jakaitis re: LOTs for DA Account GPO Change, [FB_00005791-5794]	
510	09/25/2018 @ 2:00pm Email from F. Groberty to R. Procopio re: Foodbuy Status, [FB_00005921-5923]	
511	09/26/2018 @ 6:42pm Email from F. Groberty to A. Stokas et al. re: Units, DCNs that were Determined to be with DA, [FB_00005927]	
512	07/13/2020 @ 9:12pm Email from M. Milcoff to K. Simpson re: LOT Process and Tracking, [UAG000281]	
513	07/14/2020 @ 12:19pm Email from M. Milcoff to K. Simpson re: LOT Process and Tracking, [UAG000283-284]	Foodbuy Objection: Hearsay
514	06/01/2020 @ 5:31pm Email from M. Milcoff to R. Holmes et al. re: BEK – LOP's Uploaded, [UAG000363-364]	
515	06/02/2020 @ 1:34am Email from M. Milcoff to B. Stewart re: BEK – LOPs - Uploaded, [UAG000365-367]	Foodbuy Objection: Relevance

516	03/13/2020 @ 8:27pm Email from M. Milcoff to R. Holmes et al. re: UAG Never Processed A/C 748943/ LOT & LOP w/time stamp, [UAG000388-391]	
517	02/25/2020 @ 4:38pm Email from M. Milcoff to D. Combs et al. re: Salt Creek Transition, [UAG000429-431]	
518	02/05/2020 @ 3:15pm Email from M. Milcoff to S. Thornburg et al. re: BEK Weekly Account Tracker 2/3/2020, [UAG000491-492]	
519	01/07/2020 UGA Member Opportunity Prime Services Acquired by Buyer's Edge (owned by Dining Alliance) Letter Draft.docx, [UAG000501]	
520	11/20/2019 @ 7:50pm Email from M. Milcoff to M. Mosley et al. re: LOTs, [UAG000526]	
521	12/11/2020 UAG Account Submission Tracker.xlsx, [UAG000629]	
522	08/28/2020 @ 9:07pm Email from Member Experience Support to D. Coleman et al. re: BEK – LOT Brewtop Group, [UAG000831-0837]	
523	07/23/2020 @ 6:49pm Email from M. Mosley to M. Milcoff re: LOT Process and Tracking, [UAG000843-0844]	
524	06/25/2020 @ 7:17pm Email from M. Mosley to D. Coleman et al. re: LOT Ed Campbell – 12 DCN's, [UAG000863]	
525	06/02/2020 @ 1:48am Email from B. Stewart to M. Milcoff re: BEK – LOP's Uploaded, [UAG000923-926]	
526	03/11/2020 @ 12:58pm Email from M. Mosley to M. Milcoff re: LOT Response, [UAG001227]	
527	09/27/2018 @ 12:29am Email from B. Stewart to A. McMaskill et al. re: Call Back, [UAG001534]	Foodbuy Objection: Hearsay
528	09/07/2018 @ 1:27am Email from M. Mosley to B. Stewart et al. re: Rebates Plus Price Savings, [UAG001535-1537]	Foodbuy Objection: Relevance
529	11/16/2018 @ 4:11pm Email from L. Newton to M. Mosley et al. re: BEK Summary of Submitted eLOP 20181116.xlsx, [UAG001538-1540]	Foodbuy Objection: Relevance

530	10/12/2018 @ 8:53pm Email from B. Stewart to E. Alexander re: Friday's Call Follow-up, [UAG001595-1598]	
531	10/15/2018 @ 9:02pm Email from L. Newton to M. Milcoff et al. re: LOT Request, [UAG001603]	
532	10/02/2018 @ 7:02pm Email from M. Milcoff to B. Stewart re: UAG Options for BEK, [UAG001613]	
533	10/02/2018 @ 2:48am Email from B. Stewart to A. McCaskill et al. re: UAG Update, [UAG001614]	
534	05/20/2019 @ 3:51pm Email from S. Thornburg to M. Milcoff et al. re: Operator Transition Timing To UAG, [UAG001615-1616]	
535	09/24/2018 @ 9:01pm Email from M. Milcoff to D. Combs et al. re: Buyers Edge Platform Announcement and Rebate Processor Change, [UAG001693-1695]	
536	02/12/2019 @ 9:45pm Email from M. Milcoff to N. Ensor et al. re: Vitco 01/10/2019.xlsx, [UAG001719-1723]	
537	09/26/2018 @ 7:39pm Email from M. Milcoff to B. Stewart et al. re: UAG Call, [UAG001765-1766]	
538	10/10/2018 @ 7:18pm Email from E. Morabito to M. Milcoff re: Member Listing – BEK Customer Submission, [UAG001774-1775]	
539	10/08/2018 @ 3:53pm Email from M. Milcoff to A. Stokas et al. re: Important Final UAG LOT Process for Review, [UAG001786]	
540	10/08/2018 Draft Process for LOP and LOT Requirement: (When an Operator Converts From a Foodbuy 3 rd Party GPO to UAG), [UAG001787-1788]	
541	10/30/2018 @ 12:35pm Email from M. Milcoff to MDG Client Support Center, et al. re: LOT 10/20/2018, [UAG001789-1791]	
542	10/22/2018 @12:02pm Email from MDG Client Support Center to M. Milcoff et al., re: LOT 10/20/2018, [UAG001801]	

543	09/13/2018 @ 5:58pm Email from R. Procopio to A. Stokas et al. re: Impt. Operator Termination Discussion, [UAG001807-1808]	
544	09/13/2018 @ 7:24pm Email from F. Grobety to M. Milcoff et al. re: LOP – Termination Period, [UAG001809-1812]	
545	09/21/2018 @ 4:21pm Email from B. Stewart to L. Newton et al. re: Friday – FB Update, [UAG001816-1817]	
546	08/17/2018 Memo – from M. Milcoff to UAG Shareholder Owners, Principals and Designated Representatives re: Important UAG Program Information, [UAG002191-2193]	
547	02/20/2019 @ 4:26pm Email from M. Milcoff to E. Morabito re: Standalone LOT, [UAG002196-2203]	
548	05/20/2019 @ 3:52pm Email from M. Milcoff to S. Thronburg et al. re: Operator Transition Timing To UAG, [UAG002219-2220]	
549	05/20/2019 @ 5:29pm Email from M. Milcoff to B. Stewart et al. re: Ben F. Keith Operator Transition Reporting, [UAG002221]	
550	03/07/2019 @ 5:25pm Email from M. Milcoff to E. Morabito re: UAG Meeting Recap, [UAG002295-2296]	
551	03/01/2019 @ 4:03pm Email from M. Milcoff to L. Newton et al. re: My Notes – Foodbuy Meeting 02/28, [UAG002299-2301]	
552	02/26/2019 eLOP & LOT Process.docx, [UAG002332]	Foodbuy Objections: Authenticity Hearsay
553	01/03/2019 @ 8:52pm Email from M. Milcoff to S. Thronburg et al. re: Support Request, [UAG002474-2475]	
554	01/09/2019 Letter from M. Milcoff to M. Mosley re: UAG Update Letter to BEK.docx, [UAG002492]	
555	10/22/2018 UAG Operating Agreement First Amended and Restated [UAG002584-2609]	
556	12/12/2018 @ 3:35pm Email from M. Milcoff to E. Morabito re: Meeting in Charlotte, [UAG002637-2638]	

557	12/10/2018 @ 5:54pm Email from M. Milcoff to B. Stewart re: BEK Summary of Submitted eLOP + LOT through 11/26/2018, [UAG002647-2649]	
558	12/11/2019 @ 1:52pm Email from M. Milcoff to M. Mosley re: Dining Alliance Has Several Programs to Help You On Your Purchases, [UAG002655-2659]	
559	11/14/2018 @ 4:07pm Email from M. Milcoff to E. Morabito re: eLOP Submissions, [UAG002670-2671]	
560	11/19/2018 @ 1:15pm Email from M. Milcoff to M. Mosley re: UAG Account Submission Tracker, [UAG002681-2682/Mosley Ex. 11]	
561	10/12/2018 Letter from M. Milcoff to Unity Advantage Group Enrollee - UAG Operator Letter of Termination Notice.pdf, [UAG002689]	
562	10/14/2018 UAG Member Playbook, October 2018 [UAG002691-2701]	Foodbuy Objections: Relevance Hearsay
563	10/16/2018 @ 6:16pm Email from M. Milcoff to M. Mosley et al. re: Enrollment Process, [UAG002702-2703]	
564	10/13/2018 @ 6:49pm Email from M. Milcoff to D. Grant et al. re: eLOP and LOT Update, [UAG002704-2705]	
565	10/31/2018 @ 2:31pm Email from M. Milcoff to D. Coleman re: LOTs to Put Into FTP, [UAG002803]	
566	10/01/2018 @ 7:36pm Email from M. Milcoff to A. Stokas et al. re: Foodbuy LOP/ LOT Process, [UAG002827-2830]	
567	10/05/2018 @ 4:58pm Email from M. Milcoff to B. Stewart et al. re: UAG Updated LOT Process, [UAG002836]	Foodbuy Objection: Hearsay
568	10/05/2018 @ 9:25pm Email from M. Milcoff to B. Stewart re: Revised Termination Form, [UAG002839-2840]	
569	09/26/2018 @ 8:53pm Email from M. Milcoff to B. Stewart et al. re: LOTs for BEK's LOPs, [UAG002882]	
570	07/11/2019 @ 10:42pm Email from L. Newton to L. Newton et al. re: UAG Update – Bob Stewart Call, [UAG002901-2902]	

571	11/13/2018 @ 2:48pm Email from E. Morabito to M. Milcoff re: eLOP Submissions, [UAG002907]	
572	09/05/2019 @ 9:11pm Email from B. Stewart to M. Milcoff re: See Me Friday on This, [UAG003074-3075]	
573	03/14/2019 @ 4:13pm Email from InfoUAG to M. Mosley et al. re: LOT – Short Stop Food DCN – 358386 – LOT Needed, [UAG003805-3807]	
574	11/24/2018 GPO Termination Notice - UAG Bubbas Sports Bar 745377.pdf, [UAG005189]	
575	01/08/2019 @ 11:35pm Email from M. Mosley to M. Milcoff re: Cancellation, [UAG005543]	
576	10/12/2018 @ 7:21pm Email from E. Alexander to B. Stewart et al. re: Friday's Call Follow-up, [UAG006019-6021]	
577	10/15/2018 Consolidated UAG Member Playbook 10.15.18.docx, [UAG006037-6104]	
578	10/04/2018 @ 7:29pm Email from E. Alexander to B. Stewart re: Revised Termination Form, [UAG006115]	
579	10/04/2018 GPO Operator Termination Form - FINAL.docx, [UAG006116]	
580	10/05/2018 @ 3:11pm Email from E. Alexander to M. Milcoff et al. re: Revised Termination Form, [UAG006117-6118]	
581	10/08/2018 @ 3:04pm Email from B. Stewart to M. Milcoff re: BEK Options As I See Them, [UAG006124]	
582	09/10/2018 @ 3:15pm Email from B. Stewart to M. Milcoff re: Impt. Foodbuy Meeting Agenda Point, [UAG006132]	
583	07/17/2019 @ 9:59pm Email from B. Stewart to M. Milcoff re: Foodbuy Catchup Billing Details, [UAG006180-6183]	
584	03/15/2019 @ 3:44pm Email from E. Morabito to D. Dove et al. re: UAG/ FB Meeting Notes 03/14/2019, [UAG006374-6376/Knight Ex. 10]	
585	03/06/2019 @ 6:47pm Email from L. Newton to F. Grobety et al. re: UAG Meeting Recap, [UAG006382-6383]	

586	04/19/2019 @ 12:32pm Email from InfoUAG to M. Mosley et al. re: Not DA – DCN 744656 – LOT Needed, [UAG006433-6435]	
587	02/28/2019 @ 1:04pm Email from N. Ensor to Info UAG et al. re: Same Owner Local Diner - DFW, [UAG006466-6467]	
588	02/21/2019 @ 4:50pm Email from N. Ensor to InfoUAG et al. re: LOT – Park Cities Short DCN 25632 and Short Stop Food DCN 358386, [UAG006475-6477]	
589	12/12/2018 @ 2:18pm Email from M. Mosley to M. Milcoff et al. re: BEK Summary of Submitted eLOP/ LOT through 11/26/2018, [UAG006547-6550]	
590	12/10/2018 @ 6:39pm Email from B. Stewart to A. McCaskill et al. re: BEK Summary of Submitted eLOP/ LOT through 11/26/2018, [UAG006589-6591]	
591	11/20/2018 @ 9:13pm Email from B. Stewart to S. Thornburg et al. re: 2 Important UAG Matters, [UAG006603-6604]	
592	10/12/2018 Sample Letter of Termination Notice Period.pptx, [UAG006606]	
593	10/17/2018 @ 10:22pm Email from L. Newton to B. Stewart et al. re: Reminder: Need Bullets of Our Data Recommendations to Get Back to BEK, [UAG006654-6655]	
594	10/08/2018 @ 3:17pm Email from B. Stewart to E. Alexander et al. re: Friday's Call Follow-up, [UAG006658]	
595	12/07/2018 @ 2:08pm Email from M. Milcoff to L. Newton re: UAG Account Submission Tracker, [UAG006670-6671/Mosley Ex. 12]	
596	07/10/2020 @ 7:49pm Email from D. Coleman to M. Milcoff re: BEK – LOT Process, [UAG006842-6845]	
597	06/14/2020 @ 6:42pm Email from B. Stewart to M. Milcoff et al. re: BEK – LOP Updated, [UAG006859-6860/Knight Ex. 11]	
598	01/24/2020 @ 11:32pm Email from S. Thornburg to M. Milcoff re: Foodbuy LOT File for DA, [UAG006935-6942]	

599	01/11/2020 @ 2:26pm Email from M. Knight to B. Stewart re: BEK/ UAG/ FB, [UAG006984-6985]	
600	11/20/2019 @ 7:43pm Email from F. Grobety to M. Orourke et al. re: LOTs Received from UAG, [UAG006986-6987]	
601	09/15/2020 @ 5:29pm Email from J. Cerand to M. Milcoff re: UAG LTO Requirement, [UAG007185]	
602	06/09/2020 @ 8:44pm Email from F. Grobety to M. Milcoff et al. re: BEK – LOP's Uploaded, [UAG007206-7208]	
603	03/06/2019 @ 1132pm Email from B. Stewart to C. Woodstock et al. re: Language, [UAG007265]	
604	11/17/2018 @ 9:38pm Email from Stewart@uniprofoodservice.com to J. Tynes re: Sunday AM, [UAG007266]	
605	09/26/2018 @ 4:27pm Email from E. Alexander to B. Stewart re: Foodbuy LOP/ LOT Process, [UAG007269-7272]	
606	09/26/2018 @ 6:29pm Email from E. Alexander to B. Stewart re: Foodbuy LOP/ LOT Process, [UAG007273-7276]	
607	08/02/2018 @ 11:59 Email from D. Hutch to A. McCaskill re: Dining Alliance, [UAG007302-7303]	
608	06/15/2020 @ 2:03pm Email from B. Stewart to M. Mosley re: BEK – LOP Uploaded, [UAG007304-7306]	
609	01/14/2019 @ 7:19pm Email from B. Stewart to J. Tynes et al. re: Impt. Update from Attorney's on Foodbuy Payment Matter, [UAG007312]	
610	09/27/2018 @ 12:16am Email from B. Stewart to A. Stokas re: Foodbuy LOP/ LOT Process, [UAG007317-7319]	
611	09/27/2018 @ 12:23am Email from B. Stewart to E. Alexander re: Foodbuy LOP/ LOT Process, [UAG007329-7332]	
612	09/24/2018 @ 5:04pm Email from B. Stewart to A. Stokas re: Confidential – Foodbuy/ DA Closing Agreement, [UAG007335]	

613	09/26/2018 @ 2:45pm Email from B. Stewart to E. Alexander re: Foodbuy LOP/ LOT Process, [UAG007344-7346]	
614	09/03/2021 Report of Kimberley A. Train (including attached exhibits)	Foodbuy Objections: Hearsay Inadmissible Expert Opinion
615	11/15/2021 Foodbuy Privilege Log	
616	06/14/2021 FB's 1st RFP to Buyers Edge Platform, LLC	
617	05/12/2021 FB's objections and responses to DA's 1st RFP	
618	07/23/2021 FB's Objections and Answers to Defendant's First Set of Interrogatories [Stokas Day 1 Ex. 3]	
619	11/16/2020 Supplemental Declaration of Sheila Thornburg in BEK PI Motion	
620	10/28/2021 BEK Privilege Log	
621	02/12/2021 BEK's consolidated amended and supplemental objections and responses to DA's RFP	
622	11/20/2020 BEK's Objections and Answers to Defendant's First Set of Interrogatories	
623	11/13/2020 Declaration of Tracey Sudberry in BEK PI Motion	
624	06/06/2019 Articles of Entity Conversion of a Domestic Business Corporation to a Domestic Other Entity of Dining Alliance, Inc. to Dining Alliance, LLC (included in Appendix/Doc 230)	
625	10/30/2021 Affidavit/Declaration of Sheila Thornburg from BEK's Summary Judgment Appendix (filed under seal)	
626	11/01/2021 Affidavit/Declaration of Marc Mosley from BEK's Summary Judgment Appendix (filed under seal)	

627	11/01/2021 Affidavit/Declaration of UAG from BEK's Summary Judgment Appendix (filed under seal)	
628	<u>Foodbuy's 1st LOT Notice email to DA:</u> 10/24/2018 @ 8:27am email from Nate Ensor to Jake Sirkin regarding LOTs for DA account GPO change, and other email chain [DA001400-1402/Corrigan Ex. 104]	
629	10/31/2018 @10:37am Email from J. Corrigan to Alexander Stokas in response to Nate Ensor's notice email, [DA004881-4883]	
630	11/01/2018 @4:30pm Email from A. Stokas to J. Corrigan re: FW: LOTs for Account GPO Change, [DA004929-4932]	
631	11/05/2018 @7:56pm Email from D. Cummings to B. Beaudin re: LOTs for DA account GPO change, [DA005012-5018]	Dining Alliance Objection: Object only to redacted portions being included
632	<u>Foodbuy's 2nd LOT Notice email to DA:</u> 11/12/2018 @10:04am email from Nate Ensor to Jake Sirkin regarding LOTs for DA account GPO change 11/12/18, and related email chain, [DA005099-5109]	Dining Alliance Objection: Object only to redacted portions being included
633	11/14/2018 @6:24pm Email from N. Ensor to help center re: LOTs for GPO Account Change 11.12.2018 , [DA004512-4522]	
634	<u>Foodbuy's 3rd LOT Notice email to DA:</u> 11/14/2018 @7:23pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 11.14.2018, [DA004506-4507]	

635	11/14/2018 @9:03pm response Email from help center to N. Ensor re: LOTs for DA Account GPO change 11.14.2018 , [DA005181-5182]	
636	<u>Foodbuy's 4th LOT Notice email to DA:</u> 12/10/2018 @8:18pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 12.10.2018 , [DA004508]	
637	12/20/2018 @9:00pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 12.10.2018 , [DA004523]	
638	12/10/2018 @10:37pm Email from J. Corrigan to A. Stoakas re: FW: LOTs for DA Account GPO Change 12.10.2018, [DA005265-5267 / Corrigan Ex. 105]	
639	01/08/2019 @4:34pm Email from J. Davie to M. Lawson re: Lost Business, [DA005326-5328]	
640	01/10/2019 @4:58pm Email from J. Davie to M. Lawson re: Lost Business, [DA005331-5334]	
641	<u>Foodbuy's 5th LOT Notice email to DA:</u> 12/12/2018 @1:30pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 12.12.2018, [DA004509]	
642	<u>Foodbuy's 6th LOT Notice email to DA:</u> 12/14/2018 @6:25pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 12.14.2018, [DA004510]	

643	12/17/2018 @7:31pm Email string between help center and M. Lawson re: LOTs for DA Account GPO Change 12/14/18, [DA005272-5273]	
644	<u>Foodbuy's 7th LOT Notice email to DA:</u> 12/20/2018 @1:21pm Email from N. Ensor to help center re: LOTs for DA Account GPO Change 12.20.2018, [DA004511]	
645	01/04/2019 Email exchange between D. Cummings and N. Ensor, and between J. Corrigan and A. Stokas regarding Ensor's email on 12/20/2018, [DA005299-5302]	
646	01/07/19 email from A. Stokas to J. Corrigan regarding Ensor's 12/20/18 email, [DA005319-005322]	
647	01/11/2019 @5:00pm Email from J. Sirkin to D. Cummings forwarding Foodbuy FTP Site Login Information from email dated 01/05/2015, [DA005337 / Corrigan Ex. 201]	
648	<u>Foodbuy's 8th LOT Notice email to DA:</u> 01/14/2019 @5:45pm Email from N. Ensor to help center re: LOTs 1/14/2019, [DA005338/DA004467/Sirkin Ex. 311]	
649	<u>Foodbuy's 9th LOT Notice email to DA:</u> 01/23/2019 @2:04pm Email from N. Ensor to help center re: LOTs 1/23/2019, [DA005339/DA004468/Sirkin Ex. 312]	
650	<u>Foodbuy's 10th LOT Notice email to DA:</u> 01/26/2019 @ 9:29pm Email from N. Ensor to help center re: LOTs 01.26.2019, [DA005353]	
651	<u>Foodbuy's 11th LOT Notice email to DA:</u> 01/30/2019 @6:22pm Email from N. Ensor to help center re: LOTs 1/30/2019, [DA005376/DA004470/Sirkin Ex. 313]	

652	<u>Foodbuy's 12th LOT Notice email to DA:</u> 02/07/2019 @2:10pm Email from N. Ensor to Help Center re: LOTs 2/7/2019, [DA005391]	
653	<u>Foodbuy's 13th LOT Notice email to DA:</u> 02/13/2019 @2:28pm Email from N. Ensor to help center re: LOTs 2/13/2019, [DA005398]	
654	<u>Foodbuy's 14th LOT Notice email to DA:</u> 02/21/2019 @12:26 pm Email from N. Ensor to help center re: LOTs 02.20.2019 , [DA004476]	
655	<u>Foodbuy's 15th LOT Notice email to DA:</u> 02/27/2019 @1:31pm Email from N. Ensor to help center re: LOTs 2/27/2019, [DA005418]	
656	<u>Foodbuy's 16th LOT Notice email to DA:</u> 02/28/2019 @1:52pm Email from N. Ensor to help center re: LOTs 2/28/2019, [DA005419]	
657	<u>Foodbuy's 17th LOT Notice email to DA:</u> 03/05/2019 @7:53pm Email from N. Ensor to help center re: LOTs 3.5.19, [DA005420]	
658	<u>Foodbuy's 18th LOT Notice email to DA:</u> 03/07/2019 @4:02pm Email from N. Ensor to help center re: LOTs 3/6/2019, [DA005421]	
659	<u>Foodbuy's 19th LOT Notice email to DA:</u> 03/14/2019 @4:33pm Email from N. Ensor to help center re: LOTs 3.14.19, [DA005437]	
660	<u>Foodbuy's 20th LOT Notice email to DA:</u> 03/20/2019 @3:05pm Email from N. Ensor to help center re: LOTs 3.20.19, [DA005438]	
661	<u>Foodbuy's 21st LOT Notice email to DA:</u> 03/27/2019 @11:33am Email from N. Ensor to help center re: LOTs 3.27.19, [DA005439]	
662	<u>Foodbuy's 22nd LOT Notice email to DA:</u> 03/29/2019 @8:12pm Email from N. Ensor to help center re: LOTs 3.29.19, [DA005440]	

663	<u>Foodbuy's 23rd LOT Notice email to DA:</u> 04/08/2019 @12:03pm Email from N. Ensor to help center re: LOTs 04.08.2019, [DA004489]	
664	<u>Foodbuy's 24th LOT Notice email to DA:</u> 04/11/2019 @11:39am Email from N. Ensor to help center re: LOTs 04.11.2019, [DA004486]	
665	<u>Foodbuy's 25th LOT Notice email to DA:</u> 04/18/2019 @11:51am Email from N. Ensor to help center re: LOTs 04.18. 2019 , [DA004487]	
666	<u>Foodbuy's 26th LOT Notice email to DA:</u> 04/24/2019 @6:27 pm Email from N. Ensor to help center re: LOTs 04.24.2019 , [DA004488]	
667	<u>Foodbuy's 27th LOT Notice email to DA:</u> 05/06/2019 @12:21pm Email from N. Ensor to help center re: LOTs 05.06.2019 , [DA004493]	
668	<u>Foodbuy's 28th LOT Notice email to DA:</u> 05/17/2019 @3:15pm Email from N. Ensor to help center re: LOTs 05.17.2019, [DA004490]	
669	<u>Foodbuy's 29th LOT Notice email to DA:</u> 05/29/2019 @4:45pm Email from N. Ensor to help center re: LOTs 05.29.2019, [DA004491]	
670	<u>Foodbuy's 30th LOT Notice email to DA:</u> 05/31/2019 @2:12pm Email from N. Ensor to help center re: LOTs 05.31.2019, [DA004492]	
671	<u>Foodbuy's 31st LOT Notice email to DA:</u> 06/03/2019 @6:26pm Email from N. Ensor to help center re: LOTs 06.03.2019, [DA004497]	
672	<u>Foodbuy's 32nd LOT Notice email to DA:</u> 06/19/2019 @11:19am Email from N. Ensor to help center re: LOTs 06.19.2019, [DA004494]	

673	<u>Foodbuy's 33rd LOT Notice email to DA:</u> 06/25/2019 @7:36pm Email from N. Ensor to help center re: LOTs 06.25.2019, [DA004495]	
674	<u>Foodbuy's 34th LOT Notice email to DA:</u> 06/27/2019 @8:01pm Email from R. Holmes to help center re: LOTs 06.27.2019, [DA004465]	
675	<u>Foodbuy's 35th LOT Notice email to DA:</u> 06/28/2019 @4:32pm Email from R. Holmes to help center re: LOTs 06.28.201, [DA004496]	
676	<u>Foodbuy's 36th LOT Notice email to DA:</u> 07/03/2019 @4:15pm Email from R. Holmes to help center re: LOTs 07.03.2019, [DA004500]	
677	<u>Foodbuy's 37th LOT Notice email to DA:</u> 07/09/2019 @6:51pm Email from R. Holmes to help center re: LOTs 07.09.2019, [DA004501]	
678	<u>Foodbuy's 38th LOT Notice email to DA:</u> 07/12/2019 @1:43pm Email from R. Holmes to help center re: LOTs 07.12.2019, [DA004498]	
679	<u>Foodbuy's 39th LOT Notice email to DA:</u> 07/26/2019 @1:18pm Email from R. Holmes to help center re: LOTs 07.26.2019, [DA004499]	
680	<u>Foodbuy's 40th LOT Notice email to DA:</u> 08/13/2019 @4:52pm Email from R. Holmes to help center re: LOTs 08.13.2019, [DA004502]	
681	<u>Foodbuy's 41st LOT Notice email to DA:</u> 08/19/2019 @2:07pm Email from R. Holmes to help center re: LOTs 08.16.2019, [DA004503]	
682	<u>Foodbuy's 42nd LOT Notice email to DA:</u> 09/05/2019 @2:06pm Email from R. Holmes to help center re: LOTs 08.28.2019, [DA004504]	

683	<u>Foodbuy's 43rd LOT Notice email to DA:</u> 09/23/2019 @6:30pm Email from R. Holmes to help center re: LOTs 09.23.2019, [DA004505]	
684	<u>Foodbuy's 44th LOT Notice email to DA:</u> 10/04/2019 @9:05pm Email from R. Holmes to help center re: LOTs 10.04.2019, [DA004471]	
685	<u>Foodbuy's 45th LOT Notice email to DA:</u> 10/15/2019 @1:59pm Email from R. Holmes to help center re: LOTs 10.11.2019, [DA004472]	
686	<u>Foodbuy's 46th LOT Notice email to DA:</u> 11/01/2019 @12:57pm Email from R. Holmes to help center re: LOTs 11.01.2019, [DA004473]	
687	<u>Foodbuy's 47th LOT Notice email to DA:</u> 12/10/2019 @9:04pm Email from R. Holmes to help center re: LOTs 12.04.2019, [DA004474]	
688	<u>Foodbuy's 48th LOT Notice email to DA:</u> 01/03/2020 @4:54pm Email from R. Holmes to help center re: LOTs 01.03.2020, [DA004340]	
689	09/06/2018 Letter of Termination from P. Armstrong to J. Davie re: Tom's Hot Dogs, [DA004689]	DA Objection: Hearsay
690	Documents already requested by but have not yet been produced to any and all parties in this action.	
691	Documents yet to be produced to any and all outstanding discovery requests made by any and all parties in this action.	
692	04/30/2020 GPO LOT from Compass Group Touchpoint Indianapolis to Foodbuy, [FB_00000601]	
693	Screenshot of DA Terms and Conditions February 2018.	

694	UAG Operator Letter of Termination Notice, [UAG001612]	
695	Any and all documents not yet in BEK's possession, custody, and/or control and will come into Foodbuy's possession, custody, and/or control on or before trial.	
696	Any and all documents not yet in DA's, Buyers Edge, and/or Consolidated Concepts' possession, custody, and/or control and will come into Foodbuy's possession, custody, and/or control on or before trial.	
697	Any and all documents not yet in Foodbuy's possession, custody, and/or control and will come into Foodbuy's possession, custody, and/or control on or before trial.	
698	Any and all documents not yet produced by any and all parties in this action.	
699	Any and all documents supporting any and all motions filed by any and all parties in this action.	
700	09/23/2015 DA MAP Letter of Participation Form - Grandma's Kitchen, [DA005991-5992]	
701	10/18/2018 Apostrophe D Restaurants LOT, [FB_00000166]	
702	12/19/2017 DA MAP Letter of Participation Form - Bocca Restaurant , [DA004693-4694 / Corrigan Ex. 103]	

703	01/24/2019 @6:47pm Email from M. Milcoff to M. Mosley re LOP/LOT tracking 1.24.2019, [UAG002404 / Mosley Ex. 13]	
704	BEK Suspicious LOT Stats as of 3/13/20, [Corrigan Ex. 17]	
705	DA Membership Terms and Conditions, [Corrigan Ex. 203]	
706	11/01/2018 DA MAP Letter of Participation Form - Cattlemen's Steakhouse, [DA000024 / Corrigan Ex. 18A]	
707	10/07/2019 @1:30pm Email from C. Vasta to J. Davie re: DA-BEK Capture – Invoice for June 2019 - Request June Data, [DA000429]	
708	11/07/2019 @11:17pm Email from C. Vasta to J. Davie re DA BEK Capture Attached, [DA002642-2643]	
709	02/24/2020 @5:40pm Email from J. Crimmins to J. Corrigan and J. Davie re: LOTs 10.04.2019, [DA003025-3028]	DA Objection: Relevance/Prejudice (for redacted portions showing forwarded to outside counsel)
710	02/26/2020 @8:20pm Email from J. Corrigan to J. Davie re: LOTs 10.04.19, [DA003033-3036 / Corrigan Ex. 202]	
711	01/23/2020 @2:21pm Email from L. Curtis to A. Looney et al FW: Question?, [DA004009]	
712	02/07/2020 @1:11am Email from J. Davie to T. Davie re: Letter of Termination, [DA004324-4326]	
713	02/19/2020 @5:51pm Email from A. Stokas to J. Corrigan re: Confidential, [DA004331]	

714	02/29/2020 @12:25am Email from A. Looney to T. Davie et al re: BEK Campaign Progress: Weekly Stats 2.28.2020, [DA004360-4367]	
715	BEK Retention Campaign Progress 2.28.20.xlsx, [DA004368]	
716	02/29/2020 @12:16am Email from A. Looney to J. Davie and J. Corrigan re: BEK LOT Update 2.28.20, [DA004369-4378]	
717	BEK Forged LOT Data with Links to Proof 2.28.20.xlsx, [DA004379]	
718	12/14/2019 @2:43 am Appointment Email from C. Vasta to self re: work late - BEK Retention Week 1 Recap, Lost + Never Reported, [DA000748]	
719	12/29/2019 @2:39am Email from C. Vasta to A. Looney re: Meeting with Ben E Keith Aug 15th 10 am - WAIT with email string, [DA000856-876]	Dining Alliance Objection: Hearsay
720	12/21/2019 @6:47am Email from C. Vasta to J. Davie and T. Davie re: BEK - Reporting - Missing Data (not lot) 12/21/19, [DA000901-922]	Dining Alliance Objection: Hearsay as to BEK emails
721	01/03/2020 @7:05pm Email from D. Cummings to C. Vasta, et al re: New FTP LOTs - BEK - Update Week 1 - 12/15/19, [DA000970-977]	
722	12/05/2019 @8:30pm Email from S. Tedisky to R. Barrows et al re: File List RE: Invoice for June 2019 - Request June Data, [DA002685-2691 / Sirkin Ex. 314]	Dining Alliance Objection: Objection to “redacted” portions: should be deleted. Object to BEK emails as hearsay

723	10/07/2020 @3:59pm Email from A. Coffey to T. Davie re: BEK Retention Campaign Progress: Weekly Stats 10.7.20, [DA003557-3588]	
724	05/11/2020 @8:44pm Email from J. Sirkin to A. Looney re: Letter of Termination, [DA004432-4435 / Sirkin Ex. 301]	
725	09/09/2018 @3:30pm Email from J. Davie to J. Prindiville FW: Termination notice from Bell Helicopter Cafeteria-AMA, [DA004699]	
726	12/13/2019 @10:45pm Email from J. Sirkin to MDG Client Support Center re: LOTs 11-22-19, [FB_00000578 - 580]	
727	01/10/2020 @10:11pm Email from J. Sirkin to MDG Client Support Center re: LOTs , [FB_00000582 / Sirkin Ex. 300]	Dining Alliance Objection: Object as incomplete. No objection if attachments are included.
728	06/01/2019 Letter from S. Tedisky to Distributors on behalf of Buyers Edge customers: Data Feed and Deviations Changes, [BEK017885]	
729	05/21/2019 @ 1:21pm Email from R. Sallee to M. Ferrell and M. Mosley re: Dining Alliance, [BEK020212]	
730	06/22/2019 @8:27pm Email from M. Abels to M. Mosley re: Customer contacted by Dining Alliance, [BEK020527]	
731	08/05/2020 @10:40am Email from B. Epps to J. Lovell fwd: Dining Alliance Membership Upgrade, [BEK022678]	
732	UAG info sheet, [BEK022746-22747]	
733	08/25/2020 @11:17am Email from T. Bratton to M. Molpus fwd: Enrollment Process, [BEK022812-22813]	
734	08/25/2020 @10:45am Email from T. Bratton to M. Molpus fwd: Dining Alliance Rebate Update, [BEK022817-22818]	

735	DA cash back program, [BEK029523]	
736	03/05/2020 @11:27am Email from J. Gibbens to T. Thomaston fwd: Your BEK Credentials have expired or changed, [BEK030554-30555]	
737	12/30/2019 @ 4:50pm Email from S. Davison to M. Mosley fw: Dining Alliance calls a customer, [BEK030587-30588]	
738	Declaration of Kelly Hartman, [BEK030631-30633]	
739	09/03/2020 @11:03am Email from R. Veron to M. Mosley and M. Powers re: Dining Alliance, [BEK030833-30834]	
740	UAG Program Operator Enrollment form, [BEK033471]	
741	04/14/2020 2020 Annual Industry Impact Scenario Forecasts, [BEK033545-33546]	
742	End User Agreement between BEK and Customers for Entrée System use, [BEK033988-33992]	
743	04/10/2020 BEK Retention Campaign Progress 4.10.20.xlsx, [DA001621]	
744	05/08/2020 @6:41pm Email from A. Coffey to J. Connor re: BEK - Retained Accounts, [DA001703]	
745	05/08/2020 BEK Retention Campaign Progress 5.8.20.xlsx, [DA001704.xlsx]	
746	05/08/2020 BEK Retained Accounts 5.8.20.xlsx, [DA001705.xlsx]	
747	06/12/2020 BEK Retention Campaign Progress 6.12.20.xlsx, [DA001827.xlsx]	
748	07/31/2019 @7:53pm Email from K. Fuller to J. Davie re: DCNs that stopped and Never Reported, [DA002377-2379]	
749	08/01/2019 @12:57am Email from V. Purves to J. Davie re: Lost Rebates, [DA002388-2398]	
750	09/04/2019 @6:29pm Email from C. Vasta to A. Looney re: DA BEK Capture with LOT Markups - 2019-08-05.xlsx, [DA002482-2488]	

751	09/23/2019 @9:31pm Email from C. Vasta to J. Davie re: Invoice for June 2019 - Request June Data, [DA002528-2535]	
752	11/27/2019 @4:15pm Email from T. Donahue to D. Lewis fwd: Incoming My Dining Alliance List, [DA002648-2650]	
753	01/06/2020 @2:34pm Email from T. Donahue to R. Gailey re: Retention Campaign - Week Results 1_3_2020, [DA002839-2847]	
754	10/26/2018 @2:43pm Email from C. Vasta to J. Davie and T. Donahue re: FW: LOTs for DA account GPO change, [DA003039-3041]	
755	04/28/2020 @3:07pm Email from M. Lawson to A. Looney regarding campaign to get credentials from BEK Customers, [DA003172]	
756	09/22/2020 @5:44pm Email from A. Rosenbloom to C. Gaffney et al re: Questions about Dining Alliance program, [DA003481-3484]	
757	10/07/2020 @10:55pm Email from S. Donahue to C. Huffman re: Dining Alliance Updated Info Needed for Cash Back, [DA003547-3548]	
758	10/07/2020 @ 10:21pm Email from S. Donahue to J. Tackett and C. Joyce re: stopping even internal emails about entering credentials [DA003556]	
759	10/07/2020 BEK Retention Campaign Progress 10.7.20.xlsx, [DA003589.xlsx]	
760	11/05/2018 @2:20pm Email from C. Vasta to D. Cummings and C. Joyce re: FW: LOTs for DA account GPO change with attachments, [DA005043-5065]	
761	12/10/2018 @9:00pm Email from N. Ensor to help center re: LOTs for DA account GPO change 12/10/18, [DA005260-5261]	
762	12/12/2018 @1:30pm Email from N. Ensor to help center re: LOTs for DA account GPO change 12/12/18, [DA005271]	
763	01/04/2019 @10:42pm Email from T. Donahue to J. Davie re: LOTs for DA account GPO change 12/20/18, [DA005303-5306]	

764	Dining Alliance - 2016-2021 FS.xlsx, [DA005490]	
765	DA's Resp to BEK's 1st Set of Interrogatories	
766	DA's Resp to BEK's 3rd Requests for Production	
767	DA's Resp to FoodBuy's 1st Set of Interrogatories	
768	Declaration of Marc Mosley 2021-11-01	
769	Declaration of Sheila Thornburg 2020-10-13	
770	Declaration of Sheila Thornburg 2021-10-30	
771	Declaration of Tracey Sudberry 2020-11-20	
772	Declaration of UAG Matt Milcoff 2021-11-01	
773	Buyers Edge Resp to FoodBuy's 1st Set of Interrogatories	
774	DA Resp to BEK First Requests for Production	
775	DA, BE & CC's Privilege Log 11.9.21	
776	Supplemental Declaration of Sheila Thornburg 2020-11-20	
777	DA's Initial Disclosures	
778	03/20/2019 @ 4:21PM Email from Sean Donahue regarding Moving Accounts from Consolidated Concepts to Dining Alliance and Attachment , [DA003651/DA003652.xlsx]	
779	Ben E Keith POPA Volume & Revenue.xlsx, [DA008823.xlsx]	
780	Declaration of Joseph W. Corrigan 12/23/2021	
781	Declaration of Joseph W. Corrigan 11/22/2021	

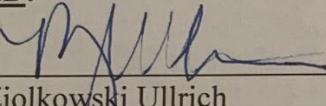
782	08/22/2018 @3:27pm Email from A. Stokas to J. Corrigan re: Foodbuy - Dining Alliance Settlement, [DA004589-4591]	
783	08/23/2018 @2:06pm Email from J. Corrigan to A. Stokas re: Foodbuy - Dining Alliance Settlement, [DA004594-4597]	
784	08/31/2018 Letter from J. Corrigan to S. Thornburg re: Cease and Desist Use of Dining Alliance Confidential Information and Demand to Provide Member Reporting, [DA004602-4610]	
785	09/10/2018 @3:26pm Email from J. Corrigan to A. Stokas re: BEK and Dining Alliance, [DA006990-6991]	
786	09/19/2019 @9:06pm Email from M. O'Rourke to M. Milcoff et al re: recap of our call today, [UAG000020-21]	Dining Alliance Objection: Hearsay Authentication
787	08/24/2020 @7:30pm Email from M. Milcoff to M. Mosley re: LOT process and tracking, [UAG000176-178]	Dining Alliance Objection: Hearsay Authentication
788	11/20/2019 @7:45pm Email from M. Milcoff to F. Grobety et al re: LOTs received from UAG, [UAG006990-6991]	Dining Alliance Objection: Hearsay Authentication
789	09/02/2018 @ 4:19pm Email from The Quarter Bar & Grill to John Davie terminating DA membership by email, [DA004641]	
790	12/04/2020 email exchange between Joseph Corrigan and Alexander Stokas regarding Amended Complaint and Short Stop LOT, [FB_00004738-4739]	Dining Alliance Objection: Object as incomplete. No objection if attachments are included.

791	09/07/2018 @2:43pm Email from Denisse Rodriguez to John Davie terminating DA Membership for eight restaurant locations, [DA004757]	
792	01/20/2020 @8:42pm email from John Stovall (Dining Alliance) to terminated restaurant inquiring about LOT, [DA003850]	
793	Email chain beginning 06/03/2019 @ 7:55am from Nate Ensor to Fred Grobety and Tara Jakaitis regarding 150 LOTs sent from DA to Foodbuy, [FB_00005598-5600]	Dining Alliance Objection: Hearsay
794	Declaration of Al Smith, [BEK033713]	Dining Alliance Objection: Hearsay
795	Declaration of Celeste Galvan, [BEK033716]	Dining Alliance Objection: Hearsay
796	Declaration of Chris Collins, [BEK033721]	Dining Alliance Objection: Hearsay
797	Declaration of Danny Hobson, [BEK033724]	Dining Alliance Objection: Hearsay
798	Declaration of David Allen, [BEK033727]	Dining Alliance Objection: Hearsay
799	Declaration of Anthony Devilacqua, [BEK033731]	Dining Alliance Objection: Hearsay
800	Declaration of Donald Spahr, [BEK033733]	Dining Alliance Objection: Hearsay
801	Declaration of Douglas Brown, [BEK033735]	Dining Alliance Objection: Hearsay
802	Declaration of Jeff Weyers, [BEK033738]	Dining Alliance Objection: Hearsay
803	Declaration of John Reynolds, [BEK033740]	Dining Alliance Objection: Hearsay
804	Declaration of Lorie Gray, [BEK033743]	Dining Alliance Objection: Hearsay
805	Declaration of Mary Kilhoffer, [BEK033746]	Dining Alliance Objection: Hearsay
806	Declaration of Mitto Aguinaga, [BEK033751]	Dining Alliance Objection: Hearsay

807	Declaration of Phillip Sutton, [BEK033753]	Dining Alliance Objection: Hearsay
808	Declaration of Tom Starnes, [BEK033756]	Dining Alliance Objection: Hearsay
809	Declaration of William Thompson, [BEK033759]	Dining Alliance Objection: Hearsay
810	Declaration of Steve House, [BEK033932]	Dining Alliance Objection: Hearsay
811	Declaration of Suzonne Loe , [BEK033935]	Dining Alliance Objection: Hearsay
812	Declaration of Tammara Danelski, [BEK033937]	Dining Alliance Objection: Hearsay
813	Declaration of Diana Bratton, [BEK033940]	Dining Alliance Objection: Hearsay

Dated January 14, 2022

AGREED:

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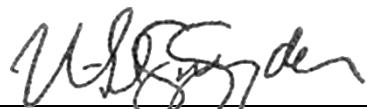
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CERTIFICATE OF SERVICE

On this 14th day of January 2022, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).



William S. Snyder